

**BOARD OF
SUPERVISORS**

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District



CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

**AGENDA
NELSON COUNTY BOARD OF SUPERVISORS
OCTOBER 8, 2024**

**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. PUBLIC COMMENTS**
- III. CONSENT AGENDA**
 - A. Resolution – R2024-66 Minutes for Approval
 - B. Resolution – R2024-67 Budget Amendment
- IV. PROCLAMATION– OCTOBER IS DOMESTIC VIOLENCE AWARENESS MONTH (P2024-05)**
- V. PRESENTATIONS**
 - A. VDOT Report
 - B. Social Services Office Building, Schematic Design Update – PMA Architecture (R2024-68)
- VI. NEW & UNFINISHED BUSINESS**
 - A. TJPDC Regional Housing Study & Local Funding Request (R2024-69)
 - B. Registrar's Office Proposed Lease Agreement Revision (R2024-70)
 - C. Sheriff's Department
 - 1. Replacement of Body Worn Cameras (R2024-71)
 - 2. Local Speed Enforcement Position Request
 - D. Proposed Davenport Financial Advisory Agreement Addendum (R2024-72)
- VII. REPORTS, APPOINTMENTS, DIRECTIVES AND CORRESPONDENCE**
 - A. Reports
 - 1. County Administrator's Report
 - 2. Board Reports
 - B. Appointments
 - C. Correspondence
 - D. Directives
- VIII. ADJOURN AND CONTINUE - EVENING SESSION AT 7PM**

**EVENING SESSION
7:00 P.M. – NELSON COUNTY COURTHOUSE**

I. CALL TO ORDER

II. PUBLIC COMMENTS

III. PUBLIC HEARINGS

A. Special Use Permit #24-0213 – Public Garage

Consideration of a Special Use Permit application requesting County approval to allow a public garage on a property zoned A-1 Agricultural. The subject property is located at Tax Map Parcel #92-2-6, addressed 4365 Tye River Rd in Amherst. The subject property is 5.365 acres and is owned by Donna and Jay Hogston.

IV. OTHER BUSINESS (AS PRESENTED)

V. ADJOURNMENT



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RESOLUTION R2024-66
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MINUTES
(April 11, 2024)

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on **April 11, 2024** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

Approved: October 8, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors

April 11, 2024

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 in Lovingson, Virginia.

Present: J. David Parr, West District Supervisor–Chair
Ernie Q. Reed, Central District Supervisor – Vice Chair
Thomas D. Harvey, North District Supervisor
Jesse N. Rutherford, East District Supervisor
Dr. Jessica Ligon, South District Supervisor
Candice W. McGarry, County Administrator
Amanda B. Spivey, Administrative Assistant/Deputy Clerk
Linda K. Staton, Director of Finance and Human Resources

I. CALL TO ORDER

Mr. Parr called the continued meeting to order at 4:00 p.m. with four (4) Supervisors present to establish a quorum and Mr. Harvey arrived shortly after.

II. FY25 BUDGET WORK SESSION

A. Staff Updates

Ms. Staton provided an overview of the changes to Contingency that had been authorized to date. She showed an introduced budget recurring contingency of \$482,693. She noted that they added back \$28,536 to the recurring contingency when they added the high deductible health plan, which gave the employer rates a lower cost than originally projected. She noted that the following agency budgets were reduced by the amounts listed: Nelson EMS Council (\$5,500), TJEMS Council (\$500), Gladstone Senior Center Meals (\$5,000) and a reduction in Albemarle-Charlottesville Regional Jail (ACRJ) Local Contribution (\$30,470). Ms. Staton explained that ACRJ came back with a reduced budget, which provided the reduction of \$30,470. She indicated that the agency budgets had already been addressed by the Board at a previous meeting. Mr. Rutherford asked if there were any outstanding agencies. Ms. Staton confirmed there were not any agencies that had not reported.

Ms. Staton reported that the Jefferson Madison Regional Library had an additional request of \$2,299 due to slight increases to their budget after their original submission. She noted that mostly involved staff salaries and benefits, which the Board had addressed. Ms. Staton then indicated that the Board had added in additional funding for JABA (\$5,147) and Foothills Child Advocacy Center (\$4,255), which had originally been level funded. She noted that the additional funding amounts reduced the amount of recurring contingency. Ms. Staton reported that the compensation adjustments that were approved for the final phase of the MAG (Management Advisory Group) pay study were included. She noted that they were approved to be implemented with the caveat of giving a three (3) percent increase to all salaries for FY25, or the equity adjustment, whichever was greater. She noted that the cost for the compensation adjustments was \$50,237. Ms. Staton reported that with the changes as noted to the recurring contingency, they had added back \$8,068 to the recurring contingency. She then noted that with the three (3) percent increase in salaries, the County would be receiving \$61,528 from the Compensation Board for the constitutional salaries. Ms. Staton reported that the final balance of the recurring contingency (as of 3/22/24) was \$552,289.

Ms. Staton then reviewed the Non-Recurring Contingency. She reported that there had been some back and forth on the Sheriff's vehicles. She noted that staff had taken out the additional vehicles, and the Board had opted to add two (2) Sheriff's vehicles back in the budget at a cost of \$128,000. She then reported that \$37,776 was allocated for the Sheriff's vehicle expenses. She explained that there had been an increase in

April 11, 2024

pricing after the Board had approved the vehicle funding for the Sheriff's Office. Ms. Staton reported that two (2) vehicles had been deleted from the budget, a Motor Pool vehicle at \$40,000, and an ECC First Response Vehicle at \$72,500. She then explained that the Animal Shelter Roof (\$38,982) had been removed from the budget as staff believed that it could be taken care of in the current fiscal year. She then noted that the Board removed the following items from the budget: BOS Meeting Streaming/Indexing/Transcription Solution (\$76,000), Marcus Alert System (\$20,000) and the Parks and Recreation Master Plan (\$140,000). She noted that after the changes to Non-Recurring contingency, \$221,706 was added back to the Non-Recurring contingency balance of \$441,288, which provided a new Non-Recurring Contingency balance of \$662,994 (as of 3/22/24).

Ms. Staton reported that the two (2) contingencies combined now equaled \$1,215,283. She noted that was an additional \$291,302 more than what was originally budgeted.

4/10/2024

Changes to Contingencies

Introduced Budget Recurring Contingency	\$	482,693
Health Insurance Cost Reduction	\$	28,536
Nelson EMS Council	\$	5,500
TJEMS Council Reduction	\$	500
Jefferson Madison Regional Library Additional Request	\$	(2,299)
JABA Added Back	\$	(5,147)
Foothills Child Advocacy Center Added Back	\$	(4,255)
Gladstone Senior Center Meals Reduced	\$	5,000
Compensation Adjustments (Greater of MAG or 3%)	\$	(50,237)
Reduction in ACRJ Local Contribution	\$	30,470

Subtotal of Changes	\$	8,068
Balance as of 3/22/24	\$	490,761

Staff Change -

Additional 3% Comp Board revenue (Constitutional Salaries)	\$	61,528
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Balance at 3/22/24	\$	552,289
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Introduced Budget Non-Recurring Contingency	\$	441,288
Sheriff's Vehicles Added Back (2)	\$	(128,000)
Motor Pool Vehicle Deleted	\$	40,000
ECC First Response Vehicle Deleted	\$	72,500
Animal Shelter Roof Replacement in FY24	\$	38,982
BOS Meeting Streaming/Indexing/Transcription Solution	\$	76,000
Marcus Alert System Deleted	\$	20,000
Parks & Recreation Master Plan Deleted	\$	140,000
Additional Cost - Sheriff's Vehicles	\$	(37,776)

Subtotal of Changes	\$	221,706	Total All
Balance at 3/22/24	\$	662,994	\$ 1,215,283

Other Changes Not Affecting Contingency Balances:

Dr. Ligon asked if County staff were to ask for raises because they had job offers in hand, what accounts would be used to cover that pay increases. Ms. McGarry explained that those would be recurring expenses, so they would come out of Recurring Contingency. Ms. Staton explained that if a pay increase were required, then they would look to see if there were existing funding available within that position's department, possibly due to vacancy savings or less expenses projected. She noted that many times, they had been able to cover those types of increases, without dipping into Recurring Contingency. Dr. Ligon

asked if that was something that could be done without the Board's knowledge. Ms. McGarry indicated that staff would usually report that to the Board before it happened.

Dr. Ligon asked whether Debt Service Payments came out of Recurring Contingency. Ms. Staton noted that Debt Service Payments came out of the Debt Service Fund, so it was not part of the General Fund. Dr. Ligon commented that it came out of the General Fund and went into the Debt Service Fund, noting that the \$610,000 annual contribution came out of recurring funds and went into Debt Service. Ms. McGarry confirmed that the \$610,000 came out of recurring funds and it was in the FY25 budget currently. Ms. McGarry noted it would be reviewed later in the budget meeting.

Ms. McGarry reviewed the Preliminary FY24 General Fund Balance Analysis. She reported that at the end of FY23 and beginning of FY24, the County's total fund balance was \$34,247,789. She noted that the total committed fund balances were \$6,606,191. She explained that the committed funds were technically not available to be allocated as they were already committed. She then noted that after subtracting the committed fund balances from the total fund balance, the adjusted unassigned fund balance was \$27,641,598.

Preliminary FY24 General Fund Balance Analysis- Accrual Basis (FY23 Audit)		
Audit Ending FY23 and Beginning FY24 Fund Balance	\$	34,247,789
<u>Committed Fund Balance as of 6/30/23 - GL070A</u>		
Reassessment Reserve Balance	\$	(85,224)
Collateral Reserve Balance	\$	(459,255)
Courthouse Project Fund Balance	\$	(14,979)
Debt Service Fund Balance	\$	(3,237,412)
Capital Fund Balance	\$	(705,252)
Broadband Authority Fund Balance	\$	(350,030)
EMS Loan Fund Balance	\$	(688,885)
VPA Fund Balance	\$	-
School Fund Balance	\$	-
School Textbook Fund Balance	\$	(399,709)
School Cafeteria Fund Balance	\$	-
Piney River Public Water and Sewer Fund Balance	\$	(283,632)
CDBG Project Fund Balance	\$	(50)
Ryan School Apartment Reserve Fund Balance	\$	(39,455)
Special Welfare Fund-Fund Balance	\$	(39,037)
Cash Bond Fund	\$	(303,271)
Total Committed Fund Balances	\$	(6,606,191)
Adjusted FY23 Unassigned Fund Balance at 6/30/23	\$	27,641,598

Ms. McGarry then explained that they would make another adjustment by subtracting out the FY24 budgeted use of fund balance (Year Ending (YE) balance), which was \$6,095,997. She noted that brought the FY24 Adjusted Beginning Unassigned Fund Balance down to \$21,545,601. She then indicated that the other adjustment they needed to make, was a 90-day Operating Cash Requirement (25 percent of General Fund Operating Budget). She explained that this was basically a reserve. She noted that the 90-day Operating Cash requirement amount was \$13,666,168. She reported that after subtracting that amount from

the \$21,545,601, they had an FY24 General Fund Balance Unassigned at July 1, 2023 in the amount of \$7,879,433.

FY24		
Adjusted FY24 Unassigned Fund Balance at 7/1/23	\$	27,641,598
FY24 Budgeted Use of Fund Balance (YE Balance)	\$	(6,095,997)
FY24 Adjusted Beginning Unassigned Fund Balance at 7/1/23	\$	21,545,601
90 Day Operating Cash Requirement (25% of GF Op Budget)	\$	(13,666,168)
FY24 General Fund Balance- Unassigned at 7/1/23	\$	7,879,433

Ms. McGarry then noted that the calculation of the 90-day Operating Cash Requirement was calculated as shown:

Calculation of 90 Day Operating Cash Requirement		
FY24 General Fund Budget		50,222,334
FY24 School Fund Budget		34,694,395
Less FY24 Transfers Including Schools		(24,066,135)
Subtotal		60,850,594
Less FY24 Non-Recurring General Fund Capital Outlay		(6,185,921)
Adjusted Op Revenue		54,664,673
90-Day Operating Cash Requirement or 25%		13,666,168

Ms. McGarry explained that she had wanted review the fund balance information, was because they had gotten an email from the Treasurer in March that showed the various balances that were invested, which did not total with the \$34 million fund balance. She noted that in speaking with Treasurer Angi Hicks, she was able to figure out what was going on. She indicated that the \$25.7 million as of February 28th, which was what the investment amounts were, were considered Unassigned General Fund money only. Ms. McGarry noted that Ms. Hicks had explained that the amount did not include any of the other restricted funds, as those funds did not get invested. Ms. McGarry noted that those funds were not a part of the investment funds because they were dedicated funds.

Ms. McGarry indicated that Ms. Hicks also said that funds in the General Funds bank account were not reported in the investment balances with that March email. Ms. McGarry noted that Ms. Hicks had indicated that the General Fund's bank account averaged about \$2 million per month. Ms. McGarry noted that was the main reason for what looked like a discrepancy, but really the \$27,641,598 was what could be invested, minus the \$2 million that the Treasurer had in the bank accounts.

Ms. McGarry then noted that the 2 percent CD's were an average of multiple CD's, some were a lot higher than that rate, and some were low. She reported that the CD's averaged out to 2.46 percent. Dr. Ligon commented that they needed to be more active in knowing how the money was managed, even though they were not the ones managing it. Mr. Rutherford commented that interest rates would not change for a year. Dr. Ligon commented that if the \$6.6 million averaging two (2) percent interest were to move into a five (5) percent account, that would make over \$200,000 per year, which would change the County's budget.

Ms. McGarry noted that Ms. Hicks would be happy to come and report to the Board on the investments on a regular basis going forward if they would like. Mr. Reed noted that there was also the question of when those investments would come to term.

Mr. Rutherford asked if a meeting had been scheduled with Davenport and staff. Ms. McGarry reported that she was not entirely sure whether anything had been scheduled. Dr. Ligon noted that she had spoken with Davenport the day before. She indicated that Davenport had started a program where they work with County Treasurers to educate them on proper ways to invest and when money is fluid. She noted that she was unsure of the program cost. She commented that she thought the program was great, considering the County was probably going to have a new Treasurer. Dr. Ligon asked if she was not supposed to say that. Ms. McGarry noted that she was unsure whether that was public knowledge. Dr. Ligon stated that as a tax payer, she was frustrated that the Board was not provided the investment information on a regular basis. She then commented that as a Board member, she was frustrated that they were making choices on borrowing money for higher percentages than their money was growing, without having all of the information. Ms. McGarry noted that she understood what Dr. Ligon was saying, but they were not doing that in terms of the interim financing. She explained that they had more in the accounts that were earning a higher interest rate than the interest rate on the amount they were borrowing. Dr. Ligon commented that they could agree to disagree. Mr. Parr noted that Mr. Kooch had addressed that during their meeting on Tuesday. Dr. Ligon commented that she and Mr. Kooch had spoken privately, and he was unaware of the \$6 million growing at two (2) percent and was pretty surprised by it.

Mr. Parr asked how much was invested at 5.25 percent to 5.5 percent. Ms. McGarry reported that \$12.9 million was invested in 5.49 percent. Dr. Ligon commented that all of their money needed to be working for them. Mr. Parr noted that he could not imagine that the County's treasurer would leave money in two (2) percent if she had an option. He noted he did not know, but he would assume that it was tied up in money that at the time, two (2) percent was good for when it was put in that account and the Treasurer was waiting for the timeframe to end so that she could reinvest those funds at a higher percentage. Mr. Reed noted that he would also assume the same, and he noted that the Board should put it aside and dig into it further. Ms. McGarry agreed and indicated that there would be some sort of fee related to working with Davenport.

Ms. McGarry noted that they had mostly wanted to update the Board on the fund balance, how it worked, and where the unassigned balance stood at July 1st.

B. Other Fund Budgets

1. VPA/Social Services

Ms. Staton indicated that they were revisiting VPA/Social Services because there were questions regarding the VPA/Social Services request for an additional position for Social Services. Ms. McGarry noted that the Board had wanted more information on the request before deciding whether to keep the funding for the position in the budget, or take it out. She indicated that the position was currently in the budget. Ms. Staton reported that Social Services' budget total, including the position, was \$2,190,378. She explained that the brand new position they were asking for was a Family Services Specialist IV, or a Senior Worker. She noted that the job description included with the budget request indicated that the position would take care of the CPS (Child Protective Services), APS (Adult Protective Services) and adoption caseloads, and serve as a backup to all positions within the Services department during vacancies. She noted that Social Services had reported that their CPS, APS and adoption caseloads had grown over the years, and they needed the senior level position in place to help with all programs within the Services, to allow the Supervisor to be a Supervisor and monitor cases without carrying a caseload.

Ms. Staton reported that staff had reached out to Brad Burdette of Social Services to request more information about the position, because they were not certain whether the position was a mandatory state position that needed to be added, or what the reasoning was behind the request. She noted that no response had been received from Social Services regarding the request for more information. Ms. Staton reported that the cost to the County was \$60,149 of the total \$79,143. She indicated that the difference was state funded. She noted that if the Board chose to pull the position back out, staff would reduce the pull from contingency by \$60,149 and add it back into the contingency fund for that amount.

Ms. McGarry asked Mr. Parr if he knew anything about the position at all. Mr. Parr commented that Social Services was currently handling the duties with Supervisors, and that was potentially creating a conflict in the department. He noted that they were extremely overworked. Dr. Ligon asked about the five (5) newly hired staff. Mr. Parr noted it was different work. Ms. McGarry indicated that they could leave it and come back to it. She noted that she had reached out to Mr. Burdette multiple times, maybe four (4) times, and had spoken to him by phone. She indicated that Mr. Burdette was going to write something up to share with the Board, but she had not received anything yet. She asked where they would put the person if the position was added in. Ms. McGarry noted that the main reason for bringing up the Social Services Transfer was to try and settle that piece. Mr. Reed and Mr. Parr agreed that it would be good to leave the position in and get some clarity on it the next week. The Board tabled the position request for Social Services. Ms. Staton reiterated that \$79,143 was the total amount for the position and the difference to the budget was the County's cost of \$60,149.

2. Piney River Water & Sewer

Ms. Staton explained that within the General Fund, there were other funds that were maintained either as Audited Proprietary Funds or as Assigned Funds. She noted that those funds were adopted and appropriated by the Board of Supervisors as part of the overall General Fund. She reported that Audited Proprietary Funds within the General Fund included the Piney River Water and Sewer Fund, and the Broadband Authority Fund. She noted that the Broadband Authority Fund was not going to be discussed during the current work session.

Ms. Staton reported that the County owned the portion of the water and sewer system in Piney River, which was operated by the Nelson County Service Authority. She noted that the system was typically self-sufficient. She indicated that due to multiple equipment failures and repairs within one of the pump stations over the past two years, a full replacement of that pump station has been recommended as soon as possible. She noted that a transfer of \$350,000 was included from the General Fund to the Capital Outlay line in the Piney River Water and Sewer Fund for that purpose.

Ms. Staton reported that the FY25 Piney River Water and Sewer Fund budget was balanced at \$539,908; an increase of \$345,000 or 177 percent from the FY24 amended budget due to the necessity of replacing the pump station. She indicated that as of April 10, 2024, the Piney River System served 206 total customers. She noted that of the total, five (5) were water service only, 101 were sewer service only, and 100 customers had both water and sewer services. She reported that the sewer only base rate per month was \$38.60 (\$29.60 sewer = \$9.00 grinder pump fee). She noted that not all sewer service customers had grinder pumps. She reported that the base rate for water only customers was \$29.90 per month. She then noted that the combined water and sewer base rate per month was \$68.50 (\$29.90 water + \$29.60 sewer + \$9.00 grinder pump fee). Ms. Staton indicated that in the near future, staff recommended consideration of increasing the rates to provide for greater contingency funding for maintenance and repairs.

Ms. Staton explained that delinquent accounts were subject to the County's collection policy, which was established in 2016. She noted that accounts considered delinquent were those 90 or more days overdue, with a balance of \$300 or more. She indicated that delinquent account holders were sent notices and given 10 business days to return full payment to avoid legal action. Ms. Staton explained that the next steps for accounts remaining 90 days in arrears for which no payment plan had been established, was to turn them over to the Treasurer for collection procedures. She noted that accounts considered uncollectible by the Treasurer would have a lien filed with the Circuit Court Clerk against the property to include eight (8) percent interest on the delinquent charges until paid in full. She reported that currently, Piney River Water and Sewer delinquent accounts represented only four (4) percent of total customer accounts in FY24.

Ms. Staton reported that the FY25 expenditures for Piney River Water and Sewer were proposed at \$539,908. She noted that the notable proposed increases in expenditure projections for FY25 included: replacement of the pump station in FY25 estimated at \$350,000 and rising costs of customer grinder pump repairs and replacements as the system ages.

Ms. Staton reported that the FY25 revenues were proposed at \$539,908, utilizing a Year Ending Balance of \$19,908 that was attributed to carry-over funds from FY24. She indicated that there had been no new connection or installation fees collected in FY24 to date, therefore, the budget projection has been reduced from \$25,000 in FY24, to \$20,000 in FY25. She indicated that the collection of water and sewer service fees were anticipated to remain unchanged from FY24 and no additional transfers from the General Fund to the Piney River Water and Sewer Fund has been required for FY24.

Mr. Reed explained to Dr. Ligon that the County had different rates than the Nelson County Service Authority, and they were significantly less, due to past years when the Board chose not to raise rates to be comparable to the Service Authority. He noted that there had been some discussion of the Service Authority potentially taking over the Piney River system, but the huge discrepancy in rates made that a problem. He commented that increasing the rates incrementally to be more in parity with the Service Authority would lend itself to the possibility of that happening. Dr. Ligon noted that the Service Authority rates had gone up in the last year. Ms. McGarry noted that each year the County's rates remained the same and the Service Authority's went up, it was creating a wider gap that they needed to try and tackle. Dr. Ligon asked what the percentage difference in rates was currently. Ms. Staton and Ms. McGarry noted that they did not know the percentage difference currently. Ms. McGarry noted that was something that staff could look at when they were considering a future rate proposal. Dr. Ligon asked if the system maintained itself at the current rates, prior to the need for a new pump station. Ms. Staton noted that it had been self-sustaining.

Dr. Ligon noted that she had spoken with George Miller of the Service Authority, and Mr. Miller had indicated that often, there was grant funding available for when systems fail but it was usually not available until that time. She asked if there was anyone dedicated to finding grant funds for the replacement of the pump station. Ms. McGarry noted there was no one person dedicated for that purpose. Dr. Ligon asked if there was a person at the Service Authority that would be willing to do that for the County. Ms. McGarry indicated that there could potentially be someone, but they would have to take to the Service Authority about it.

Mr. Rutherford commented that the County should not be in the water business. Ms. Staton noted that the Service Authority was ideally set up to do the work. She reported that the since the County was not able to do the work, the County paid service fees to have Service Authority maintain the Piney River system and do the billing and collecting to the customers. She indicated that the County was able to pay the Service Authority to maintain the Piney River System and do the billing, based on the County's customer base. She noted that if the County could pay for all of that to happen and remain self-sufficient at the current County rates, then she did not see why it was such an issue for the Authority to take on the system.

Mr. Rutherford noted that the Board had tried to transfer the system over to the Service Authority in the past. He commented that the Service Authority had referenced the rate difference being the reason why they did not want to take on the Piney River system, and they did not want to be responsible for the blow back if they had to increase the rate. Mr. Reed commented that the Service Authority had a uniform pricing structure, with the exception of Wintergreen Mountain. Mr. Rutherford noted that at the time, the Board did not have the appetite to increase the rates, which led to the Service Authority continuing to refuse to take over the system. He commented that with the information provided by Ms. Staton, if the Service Authority were to take it on, whatever revenue potentials that could exist in the future, could hopefully help offset other debt situations, since they would be increasing their economies of scale.

Dr. Ligon commented that taking on an aging system had risks also. Mr. Rutherford agreed that was a serious risk and asked if there was something that could be addressed with that. Dr. Ligon asked if there were any concerns, other than the rates, that kept the Service Authority from taking over the system. Mr. Rutherford indicated that the aging system was a big one. He also commented that they ran into an issue with the water system not being used enough at the end of one of the pipes and another system had to be installed for that. He explained that the lines installed for the water were oversized and not enough people were using the water, so that created some stagnant water. Ms. McGarry commented that the design of the system anticipated more users than were actually occurring. Mr. Rutherford commented that the transfer of the system had been of interest for a long time for the County. He noted that he was sure the Board would be interested in revisiting it with the Service Authority. Dr. Ligon noted that she was interested in the difference in rates, and from there, they could come up with a five-year plan of action. Ms. McGarry noted that Ms. Staton had worked on a plan to increase rates at one point, so they could bring that back.

3. Debt Service

Ms. Staton reviewed the Debt Service Fund. She noted that the County paid principal and interest for both County and School related debt out of the Debt Service Fund. She then explained that a corresponding transfer from the General Fund to the Debt Service Fund was made at the beginning of each Fiscal year in order to facilitate the debt service payments. She reported that the total School and County debt service payments for FY25 would be \$2,028,105 and the total debt balances at the beginning of FY25 would be \$10,954,000. She noted that the total Debt Service payments for FY25 were a decrease of (\$1,137,264) or -35.9% from FY24 payments. Ms. Staton explained that the FY25 Debt Service Fund contained a Debt Service Reserve of \$5,144,591, which included an additional \$221,377 from the Debt Service Fund balance as reported in the FY23 audit, along with retired debt of \$1,138,305 in FY24, and the \$610,000 annual reserve established to increase the County's debt capacity during FY23-26 to facilitate financing future capital projects by means of this strategy.

Ms. Staton reported that the FY25 payments for County Debt Service totaled \$1,189,842, which was a decrease of (\$2,669) or -0.2% from FY24. She noted that the net decrease was associated with declining interest payments on current debt being slightly greater than the increase in principal payments. She indicated that the County debt balances at the beginning of FY25 totaled \$7,670,000 and consisted of debt for the 2013 and 2015 addition/renovations for the Judicial/Sheriff/Courts wing and the Circuit Court/Administration areas of the County Courthouse, the 2018 Nelson Memorial Library Expansion project, and the Larkin property Lease Revenue Bond Anticipation Note.

Ms. Staton reported that the FY25 payments for School Debt Service totaled \$838,263, which was a net decrease of (\$1,134,595) or -42.5% from FY24 due to retiring the VPSA loan for the Nelson Middle School construction and High School renovation projects, and a slight increase in principal payments greater than the decrease in interest payments for FY25. She noted that during FY21, the County refinanced 2012 VPSA debt for the same term but at a lower interest rate such that overall savings over the next seven (7) years would be \$185,368; approximately \$26,000 to \$27,000 per year through June 2028. She then reported that

the School debt balance at the beginning of FY25 was \$3,284,000, consisting of the sole VPSA loan balance.

Ms. McGarry explained that in looking at the FY23 audit, they realized that there was a balance in there of \$221,377 and it had been in there for a few years. She indicated that the Board could consider, if they wanted to maintain the \$610,000 to the Debt Service Reserve for FY25, they could transfer only the difference between the \$610,000 and the \$221,377. She noted that would still put them where they were supposed to be for FY25 in the Debt Reserve. Ms. McGarry pointed out that they essentially had \$221,377 more than what they actually needed to have in the Debt Reserve for the County's debt capacity strategy. Mr. Rutherford asked if that was with the assumption of the High School renovation project and the Social Services building. Ms. McGarry confirmed that it did, along with the Larkin property. She noted that was only \$31.5 million worth of projects out of the \$57 million. She explained that the strategy they were working on right now was building a capacity for \$57 million in borrowing. Mr. Rutherford commented that if they did not utilize the \$221,377 for that, it was recurring revenue. Ms. McGarry noted that was correct. She explained that they could recapture that amount in recurring revenue and still be in the same place as if they had transferred the whole \$610,000, prior to knowing about that balance. Mr. Parr noted difference was \$388,623. Ms. Staton explained that the \$221,377 was from the FY22 year-end audit in the Debt Service Fund. Ms. McGarry noted that instead of transferring \$610,000 and be where they expected to be, they could just transfer the \$388,623 and be where they expected to be for FY25. She indicated that staff had looked at some other scenarios, but this was something that was still hanging out there that needed some resolution in the budget.

Dr. Ligon commented that having clarity on the County's investments would be helpful because she was against bringing down the Debt Service as previously proposed. She noted that if the Treasurer was not allowed to invest those funds like regular fund money, then they needed to not use that money. She commented that having clarity on what they were allowed to do with the money while it sits there, and if it was not allowed to grow like other funds, then they should keep it as low as possible. Ms. McGarry noted that she understood what Dr. Ligon was saying, but they would need to have some other form of tracking mechanism to make sure they had what they wanted for the Debt Capacity they were trying to build. Dr. Ligon commented that she wanted the account high, higher than what Davenport had said, because she had concerns about drawing it down by not putting the \$610,000 in as Ms. McGarry had proposed at the last budget work session. She commented that now that they were saying that the money was not working for them at the higher amount, the clarity would be nice. Dr. Ligon noted that if they were not allowed to invest at the higher interest rate, then they should be using the funds and putting less in. Mr. Rutherford commented that he had money market accounts that he could make debt service payments out of monthly. He noted that he did not know why they could not have \$610,000 in an account making three (3) to four (4) percent, and as the payments realized, it automatically paid out. He commented that he knew it was government, but there was still a financial piece. Dr. Ligon indicated that Davenport had said that there was a possibility that a money market account held by Nelson County had to have a certain amount in it to negate fees. Mr. Reed commented that he did not want to go down the rabbit hole much further. Ms. McGarry noted that regardless of those things, some decision on any additional transfer was needed. Mr. Reed commented that it made sense to him that if the strategy was being met, and there was excess, then they could dedicate funds to something else when they looked at the other expenditures and revenues.

Mr. Parr asked whether they should leave the \$221,377 to the side for a rainy day, or put it in the non-recurring budget. Ms. McGarry noted that they could choose to do nothing with it and it would still be there, but then would they need to consider whether they would be transferring money that they did not need to. Ms. Staton explained that the money would not come out of Debt Service, it would stay there. She noted that currently, they were planning to transfer \$3,935,284 into the Debt Service Fund, but they could reduce that amount by the \$221,377. Ms. McGarry indicated that in that sense, they would be gaining

\$221,377 in recurring money in the current budget. Dr. Ligon indicated that she needed more information before she could make a decision because she was all about money growing.

4. Capital Fund

Ms. Staton then reviewed the Capital Fund. She explained that the Capital Fund was created to segregate larger capital projects from the General Fund. She reported that it currently provided a holding place for capital reserves of \$720,230. She indicated that of that amount, \$300,500 had been set aside by the Board of Supervisors for remediating the building envelope at Tye River Elementary School, if needed, and \$419,730 was unallocated. - no expenditures last year out of the fund, carried forward for many years as is. Ms. Staton noted that the fund as it currently existed had been by accounting standards an assigned balance within the General Fund as therefore, it was not considered when calculating unassigned General Fund Balance. She then explained that if the fund were not appropriated in FY25, the funds would become unassigned within the General Fund Balance. She noted that there were not any expenditures last year out of the fund. Ms. McGarry indicated that it had been carried forward as-is for the past few years.

Ms. Staton explained that they would normally review the School Textbook and School Cafeteria Funds as part of the process, but they had not yet received information from the Schools for the upcoming year. She noted that it would be provided as soon as it was available.

5. School Division Operating & School Nurse

Ms. McGarry noted that newest School request after factoring in the General Assembly's budget, was \$1,786,209. She indicated that the School Board had a meeting that evening, and in speaking with Dr. Hester earlier in the day, they planned on a general review of things they could look at to mitigate any transfer of local money that was below that number. She noted that the School Board had some general things that they could look at, with some general costs associated with those things. Ms. McGarry noted that following the School Board meeting, staff could get a copy of the presentation from Dr. Hester. Ms. McGarry noted that the Governor had provided a revised budget back to the General Assembly, and they would be back in session on April 17th to work on some sort of compromised budget. Mr. Rutherford asked what the Governor's amendment had for Nelson. Ms. McGarry noted that they did not have the numbers yet. Mr. Reed noted that the School's request was now \$1,786,209. Ms. McGarry confirmed, noting that the absolute first budget for the Schools was \$2.3 million. She noted that the School's budget had evolved since the first budget. She explained that the School's March 27th budget was based on the General Assembly's recommended budget, and was the \$1,786,209. Ms. McGarry noted that the \$1.7 million was the amount of local funding needed to balance the School's FY25 budget. Mr. Parr and Ms. McGarry noted that the Schools wanted an additional \$1,786,209, on top of what they got for FY24.

Ms. McGarry reported that the School's total budget request was \$20,166,046, which included the \$1.7 million. She explained that the budget request included a 3% salary increase for all positions, not just SOQ (Standards of Quality) positions. She noted that there was a request for two (2) additional positions over those that were included in the current fiscal year – one elementary position due to a projected increase in enrollment, and the other was due to a change in the SOQ requirements for English as a Second Language (ESL) students position which required the addition of an ESL endorsed teacher. Ms. McGarry reported that the budget also included a Behavior specialist position, due to the increasing amount of negative behaviors requiring student discipline and escalated social and emotional needs. She explained that the Schools planned to fund the position by using savings from the discontinuation of the part-time welding position and federal grants. She reported that the Schools were looking to add a full-time Ag teacher and noted that the position would teach some of the welding skills no longer being offered in a standalone welding program. Dr. Ligon commented that they were not going to have a welding program, but they wanted \$680,000 to revamp the welding space. Ms. McGarry noted that project had remained in the

Schools' CIP and had not been taken out. She commented that if the Schools did not have a welding program, she would imagine that they would not continue to ask for that.

Ms. McGarry indicated that something the Board could think about, was whether or not they would like to meet with the School Board to hear their thoughts on the budget request and to also allow them to hear the Board's thoughts on the County's budget. She asked for the Board's thoughts on having a meeting. The Board discussed holding a joint meeting with the School Board to share information and talk. Mr. Rutherford asked when they wanted to meet. Dr. Ligon indicated that she preferred to meet before the tax vote. Ms. McGarry indicated that the Board had the option to vote on the tax rates at the public hearing that evening, or they could defer the tax vote until another meeting. She noted that the Commissioner of Revenue needed the tax rates by April 30th.

Mr. Reed was in favor of having a meeting as early as possible. Dr. Ligon noted that she had questions for the School Board. Mr. Reed suggested to Dr. Ligon that it may be helpful to provide those questions in advance to School staff allow them time to gather the information together before the meeting. He also noted that the thing that the Schools and the Board had to contend with was the composite index. Mr. Rutherford asked how long the local composite index algorithm (LCI) had existed. Mr. Parr noted it predated his time on the School Board, so he could not answer that.

Ms. McGarry asked whether staff should proceed with trying to get a joint meeting scheduled. She also suggested looking at other work session dates. The Board discussed availability. Ms. McGarry explained that the April 30th deadline allowed the Commissioner of Revenue to generate the tax book, which would then go to the Treasurer so that they could have the billing company send the tax tickets out in time. Mr. Reed preferred to meet with the School Board before setting the tax rate.

Mr. Parr suggested looking at April 18th to hold another Board work session.

Dr. Ligon indicated to the Board what she wanted to say to the School Board regarding the declining student enrollment. She noted that she felt that the Schools needed to provide the information for a consolidation study. She commented that she had heard the last time it was commissioned; the Schools would not provide the County with the information needed. She noted that it sounded like consolidation would save a considerable amount of money and it was worth the cost to do the study. Mr. Reed asked if that was relevant to the budget discussion. Ms. McGarry and Mr. Parr noted it was not for this year, rather it was a longer term conversation. Dr. Ligon commented that since they had not provided the information that the County needed, the budget talks could be a maneuver to get the information needed to complete the study.

Ms. McGarry referenced her conversation with Dr. Hester about the budget that morning, noting that she had previously requested the Moseley facility study report which appeared to have included information regarding some evaluation of consolidation. Ms. McGarry noted that Dr. Hester said that morning that the Schools realized they had not received the full report and they were waiting to hear back from Moseley. Ms. McGarry indicated that she would share that with the Board once she received it. She commented that they could look at the level of evaluation that was done with Moseley's study. Ms. McGarry noted she had indicated to Dr. Hester that there was some interest in looking at consolidation, and in her opinion, it should be something that both boards met and discussed because only a school board could approve a consolidation. Ms. McGarry commented that in order to do a study as Dr. Ligon was noting, the County needed the Schools' cooperation to get the information that was needed and access to the buildings.

Mr. Parr asked if there had been conversations outside of the school system about potentially leasing out space in Rockfish River Elementary School to another school system. Ms. McGarry noted that she and Dr. Hester had not had that conversation, but she had heard from other people that there was some potential for that. Dr. Ligon noted that she had asked Dr. Hester about it. She explained that was interest from a facility

in Crozet, but when those people came to tour Rockfish, it blew up. She commented that Crozet had backed off because their teachers did not want to drive to Rockfish. She also noted that there were concerns from parent at Rockfish as well. Dr. Ligon commented that it was probably done. Mr. Parr asked if it had been a conversation. Ms. McGarry noted it had not, but possibly because nothing had come of it.

Dr. Ligon commented that it made her think that the School Board may be able to relocate to Rockfish River Elementary School. She also noted that Sheriff Embrey had indicated that they were out of space. Mr. Rutherford asked about the Alpha Wing at the High School. Ms. McGarry noted that she thought it housed the alternative school.

The Board confirmed that their next budget work session would take place on April 18th at 2 p.m. Ms. McGarry asked if she should inquire whether the School Board could meet on that day. The Board was in agreement to extend the invitation to the School Board and if that date did not work, then they could work on another date to meet with them.

Ms. McGarry noted they may not have any updates on the state budget until the following week. The Board looked at meeting dates for the following week and selected April 22nd at 2 p.m. as another possible meeting date.

III. ADJOURN AND CONTINUE - EVENING SESSION AT 7PM

At 5:18 p.m., Mr. Rutherford made a motion to adjourn and reconvene at 7:00 p.m. and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the meeting adjourned.

EVENING SESSION 7:00 P.M. – NELSON COUNTY COURTHOUSE

I. CALL TO ORDER

Mr. Parr called the meeting to order at 7:00 p.m. with five (5) Supervisors present to establish a quorum.

II. PUBLIC COMMENTS

There were no persons wishing to speak under Public Comments.

III. PUBLIC HEARING

A. Real Estate Tax Rate

Mr. Parr reviewed the guidelines for speaking during the public hearing and he then opened the public hearing.

Michael Hevener – Faber, VA

Mr. Hevener stated that he was opposed to the tax increase for real estate. He commented that it was 25 percent to 50 percent more expensive to live, it does not make sense. He estimated that the County would have roughly \$320,000 in net gain. He noted that Mr. Reed had indicated that the budget was tight. He commented that the budget was balanced. He asked the Board to keep the rate the same, or possibly give the Nelson County homeowners a break and lower the tax rate if that was an option. Mr. Hevener reiterated

April 11, 2024

that he was opposed to the tax increase and noted that there were several others that were opposed, but they were unable to attend the meeting.

Mr. Parr noted that he put the cart before the horse and jumped the agenda. He indicated that before they went into the public hearing, the County Administrator wanted to give a presentation.

Ms. McGarry gave a presentation on the proposed increase in the Real Property Tax Rate (Real Estate and Mobile Homes). She reported that pursuant to State Code §58.1-3001 and §58.1-3007:

- The Board of Supervisors authorized the public hearing on the proposed Real Property Tax increase at their March 22, 2024 budget work session.
- The Public Hearing Notice was published in the April 7, 2024 edition of the Nelson County Times providing the seven (7) days' notice required by State Code 58.1-3007.

Ms. McGarry showed a copy of the advertised public hearing notice which showed the current 2023 rate of \$0.65 per \$100 of value, and the proposed 2024 rate of \$0.66 per \$100 of value. She reported that the one (1) cent increase was anticipated to generate approximately \$321,707 in revenue.

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
NELSON COUNTY BOARD OF SUPERVISORS
INCREASE IN REAL PROPERTY RATE

Pursuant to Virginia State Code §58.1-3001 and §58.1-3007, a public hearing will be held by the Nelson County Board of Supervisors in order to receive public comment on the proposed 2024 Real Property tax rate effective January 1, 2024. The public hearing will be held on **Thursday, April 11, 2024 at 7:00 p.m.** in the General District Courtroom on the third floor of the Nelson County Courthouse located at 84 Courthouse Square, Lovingston, VA 22949.

The following is the current (2023) Real Property tax rate and the proposed (2024) Real Property tax rate to be levied per \$100 of assessed value. The proposed Real Property tax rate increase of one (1) cent is anticipated to generate approximately \$321,707 in revenue.

Real Property Tax Rates

<u>Current (2023)</u>	<u>Proposed (2024)</u>
\$0.65	\$0.66

BY AUTHORITY OF NELSON COUNTY BOARD OF SUPERVISORS

Ms. McGarry then reviewed a chart with tax levy examples at the proposed rate increase.

Assessed Real Property Value	Annual Tax Levy at \$0.65/\$100 Value	Annual Tax Levy at \$0.66/\$100 Value	Annual \$ Increase
\$50,000	\$325	\$330	\$5
\$150,000	\$975	\$990	\$15
\$300,000	\$1,950	\$1,980	\$30
\$500,000	\$3,250	\$3,300	\$50
\$1,000,000	\$6,500	\$6,600	\$100

Ms. McGarry noted that the next steps would be to conduct the public hearing to receive citizen input on the proposed Real Property Tax Rate Increase (Real Estate and Mobile Homes). She indicated that the Board could obtain input from staff if desired. She then indicated actions for the Board to consider which included:

- Defer action to a future meeting date prior to April 30th (Commissioner of Revenue deadline)
- Consider action to approve or disapprove the tax rate increase to \$0.66 by motion, second and vote
- If action is taken, approve Resolution R2024-32 Establishment of 2024 Tax Rates inclusive of the approved Real Property Tax and Mobile Home Tax rates (either \$0.65 or \$0.66), the Tangible Personal Property Rate of \$2.79/\$100, and Machinery & Tools Tax of \$1.25/\$100.

Ms. McGarry showed the example resolution and noted that they would fill in the authorized Real Property Tax that was authorized if the Board chose to decide that.

Resolution R2024-32

RESOLUTION R2024-32 NELSON COUNTY BOARD OF SUPERVISORS ESTABLISHMENT OF 2024 TAX RATES

RESOLVED, by the Nelson County Board of Supervisors, pursuant to and in accordance with Section 58.1-3001 of the Code of Virginia, 1950, that the tax rate of levy applicable to all property subject to local taxation, inclusive of public service corporation property, shall remain effective until otherwise re-established by said Board of Supervisors and is levied per \$100 of assessed value as follows:

Real Property Tax	\$____
Tangible Personal Property	\$2.79
Machinery & Tools Tax	\$1.25
Mobile Home Tax	\$____

Approved: _____

Attest: _____, Clerk

Nelson County Board of Supervisors

Mr. Parr returned to the public hearing.

Carlton Ballowe - Faber, VA

Mr. Ballowe stated that he was opposed to a tax increase this time, because he would be opposed to a tax increase most any time. He noted that he did not believe that it was necessary at this time. He indicated that the County had options, much better options. He noted that the County had a substantial reserve to dip into if needed to get through a temporary cash flow crunch. He commented that the County was close to another reassessment, and he expected the real estate values to go up between 20 and 30 percent over a four (4) year period. He noted that the County was in for a significant windfall without changing the rate in the next few years. He commented that the County had enough reserve to get through for the next few years. He pointed out that most Nelson residents did not have a substantial reserve to dip into but the County did. He commented that he hoped the Board would consider other options before they opted for a tax increase.

Daniel Rickerd - Lovington, VA

Mr. Rickerd noted that \$10 not much for \$100,000, so if someone had a \$100,000 house, \$10 per year extra was not that much. He commented that a \$200,000 house, \$20 extra per year was not that bad. He noted that in the grand scheme it did not seem like a lot, but he was there to suggest that it was. Mr. Rickerd said that any time a governing body was proposing an increase in taxes, which was forcibly taking money from its citizens essentially, it should be done with great sobriety and calculation. He noted that he could not find a specific designation for the additional funds that would be generated. He, noted that he was looking for a specific intention for those extra finances because that extra \$10 or \$20 per year never goes away. He commented that governments did not usually decrease taxes, they only increased them. He suggested that any time a governing body were to increase taxes, it should be done with great calculation and there should be a very specific intent for the increase. He referenced a comment made that the County's budget was tight and he noted that he was glad the County's budget was tight, because it meant his tax dollars were not being wasted. He suggested that anytime there was a surplus in a governing body, it should be returned back to its citizens. He reiterated Mr. Ballowe's comment that the reassessment was coming up, and noted that inflation was still pretty high. He stated that the price of houses was still increasing and when they were reassessed, that revenue would come back to County then. He noted that they were in a tight budget, and they should be in a tight budget. He commented that in a few years, they would be a less tight budget because the revenue of the County would increase. He noted that if the County were to come to him with a specific purpose for that additional \$10 or \$20, like they were going to add another 10 police officers, they could probably get him onboard with it and he would probably show up in support of it. He noted that when they said that the budget was tight and they wanted to throw more money at the school but did not have a specific reason for what it was going to, he was very wary of that. He asked the Board to consider this and consider being more transparent on where the extra money would go to. He encouraged the Board to not raise taxes and to not raise them unnecessarily, unless there was a specific reason.

Steve Peglow, Nellysford, VA

Mr. Peglow commented that in the he had been 15 years been here, he had seen taxes go up significantly from a combination of the assessments and tax rates. He noted that it did not seem like a lot, but it did add up over time. He commented that there was a lot of pressure on people, especially people who were retiring, who did not have the money they thought they might have. Mr. Peglow stated that he was opposed to a tax increase for many of the reasons already stated as well as the ratcheting effect they were seeing.

Heywood Greenberg, Arrington, VA

Mr. Greenberg stated that he had been told that there was a change in the composite index which governed how much money the state gave to the counties and cities to fund the public education system. He noted that the County was expecting to receive more than \$1 million less from the state. He commented that he could not believe that an extra dollar per month on a \$500,000 house, and less than that on a \$200,000 house, would really impact anyone all that badly. He noted that it seemed to him, that anything they could do to compensate for that loss of state funding would be desirable for the school system.

Paul Davis - Nellysford, VA

Mr. Davis commented that he was watching the news out of Roanoke before he came to the meeting. He noted that they reported that groceries for families were costing \$227 more per month than they were one year ago. Mr. Davis noted he was opposed to tax increases for several reasons. He cited the upcoming national election, noting that they did not know what the economy would look like a year from now. He noted that the upcoming reassessment and rezoning could also affect people's property values. He stated that the ones who absorbed increases from government were homeowners or landowners. He referenced

the earlier comment that once taxes increased, they never saw them come back down. Mr. Davis stated that he was opposed to any increase and he asked the Board to hold off until next year to see the results of the election and economy. He noted that people renting were struggling now, and any increase would be passed down from the landlords to the renters.

Jeri Lloyd - Afton, VA

Ms. Lloyd stated that for over 10 years, she was on the Loudon County Credit Union Supervisory Committee, which meant that she audited the credit union on a quarterly cycle. She noted that she was currently on the financial committee for the National Dance Society, so she continued to deal with large sums of money as the National Dance Society was not only national, it was international. She reported that the CPI (Consumer Price Index) and the ECB (European Central Bank) were keeping their interest rates the same. She noted that they may consider dropping their rates, but they were not increasing them because increasing them would lead to a possible recession. Ms. Lloyd commented that banks were seeing an increase in delinquencies on credit card payments, loan payments, and mortgage payments, because things are going up in price. She noted that AEP, Dominion and CVA were increasing their rates. She stated that the County at moment was solvent, even if School Board budget was fully funded. She noted that she hoped that the School budget was fully funded. She commented that the County was fully solvent and had money for catastrophic emergencies. She stated that \$321,707 was not going to impact much and no one had said what the money was for.

Sarah Sumner - Faber, VA

Ms. Sumner stated that she stood with everyone tonight, especially as a young person trying to make a living. She commented that she went to school for a four-year degree and all she was getting was a three (3) percent increase in her pay. She noted that she moved to Nelson three (3) years ago from South Carolina. She commented that she loved it in Nelson, but she was noticing that year after year, her mortgage was increasing, property taxes were increasing and groceries were increasing. She asked how someone like her could keep affording that kind of life. She noted that the school system was beautiful. She asked how she could she afford a child because she could barely afford groceries or a new car. Ms. Sumner stated that she was opposed, and asked that the Board not raise the tax rate. She commented that she thought it should be lowered.

Stephen Bayne - Nellysford, VA

Mr. Bayne stated that increasing the Real Estate tax rate was wrong for Nelson County. He then stated that Nelson must live within its means, just as all of its constituents must. He noted that inflation was hurting residents. He commented that inflation on groceries, gas, and housings costs totaled 20 to 30 percent over the past three (3) years. He noted that it was important for constituents to know that the County had their backs with no increase to the tax burden. Mr. Bayne indicated that he had been reviewing the details of the County's budget, and he saw no reason for an increase in the Real Estate tax rate. He commented that he would provide more feedback regarding potential savings. He noted that he had also been reviewing the details of the Schools proposed budget and he also saw no reason for an increase in the Real Estate tax rate. He commented that he had been reviewing the efficiency for the school system, and he would provide more feedback regarding opportunities for improved efficiency and savings. He stated that the School system must also live within its means and the County must hold it accountable and not write a blank check to the Schools. He then stated that the County and the public schools must live within their means, just as the citizens must. He noted that the citizens were hurting from inflationary costs of living and it was important that they knew the County had their backs, with no increase to the tax burden. He noted that other counties

were decreasing their tax rate, while Nelson was considering an increase to the tax rate. He stated that increasing the Real Estate tax rate was wrong for Nelson County.

There were no others wishing to speak and the public hearing was closed.

Mr. Rutherford noted that he remained opposed to the consideration of a tax increase. He indicated that he prepared to go back to his original proposal to keep the rate the same as last year's.

Dr. Ligon thanked Mr. Parr and Mr. Rutherford for getting people fired up. She noted that she was happy people were there in attendance and commented that she would like to see that kind of attendance at every meeting. She noted that people were finally worried about the things she had been stomping her feet about for the past year. She apologized to those who felt she had lost her way with her vote previously. She commented that those who knew her, the reasons she ran were fiscal responsibility, protecting the future of Nelson's citizens young and elderly, and the cost of the capital projects proposed prior to her coming on the Board. She noted that she had had considerable education in finance, and never would she have imagined a proposal for a tax increase before they finished working on the entire budget.

Dr. Ligon noted that she had collected information since the vote to authorize the public hearing for the tax increase. She stated that the debt service proposed for the two (2) capital projects worried her. She admitted that the \$35 million to \$75 million in debt service did work on paper, but she was troubled by what seemed to be shortsightedness by the Board as a whole. She noted that there were many things facing the county. She commented that County employees were being recruited by other localities, so a jump in payroll was possible. She noted a decrease in volunteerism and if the County were to have paid firefighters, that would be another increase in payroll. She commented that the growing Emergency Services staff was outgrowing the space they had at the Courthouse. She stated that a water impoundment would draw in business and create jobs for the County. Dr. Ligon commented that the Building Inspections office and the Lovingson Fire Department were both in disrepair and would not be cheap to replace. She noted that she hoped to inspire the citizens to speak with their Supervisors about the excessive costs of one office. She asked that the people remind that Board that Social Services had needs and wants, and it was up to the Board to choose and building a facility that enabled Social Services to serve the community, and that is it. She stated that spending excessive money would tie the hands of the Board in progressing with projects that have a return on investment. She noted that it would also make the County vulnerable if there were special emergency circumstances. She asked the Board to consider other taxes or enforce the taxes they already had. She noted that the Board should look at taxes that State allowed Counties to impose, and diversify the income. She stated that so far, her singular voice was not enough to sway the Board and the plans that had been set into motion. She asked the people to stay informed and understand that the money proposed to be spent had to come from somewhere. She then stated that in Nelson, the majority of the money came from property owners, which seemed unfair. She commented that the people need to stay aware of the spending proposed over the next few years.

Mr. Reed confirmed that he did make the motion to increase the Real Estate tax rate by a penny. He explained that reason that he did it, was not because they had a clear budget with very clear revenues and expenses, it was done in response to the over \$1 million change in the amount of money to be received from the state. He commented that it would not make sense to make a large increase in the tax rate to try and make that up. He noted that the smallest amount they could do, was to try and make up a quarter of that. He commented that he thought anyone who would think it was anything other than a modest increase, would be mistaken. He noted that if the County's fortunes did well in the following years, then they would create a tax rate that matched that budget. He indicated that the County and the Schools had both set a goal to give a three (3) percent cost of living increase to their employees, and he did not see how that would be possible without some increase in revenues to do it. He explained that the Board had set itself on a goal to

have the enough Debt Service and Reserves to be able to do the things they needed and wanted to do. He noted that he was not opposed to the plan, and it had been something they had been building upon since he had been on the Board. He commented that it was true that if they should decide that it was not a priority anymore, then revenues would be available that could go to pay some of the expenses that they were committed to doing. He noted that those were services to the Sheriff's Department, Fire and Rescue, the Schools, and to the employees of the County and the Schools. Mr. Reed commented that the largest employer in the County, was the County with Administration and Schools. He noted that when they put that together, an investment back into community, almost 80 percent of the expenses in the Schools were dedicated to salaries. Mr. Reed said that if he were building a future for Nelson County, it would be a future where the people working and living in Nelson County had more means. He commented that as the largest employer in the County, it made sense to do everything they could for a cost of living increase, to allow those people to do better than survive.

Mr. Reed commented that there were other things that they could do, noting the proposals as mentioned by Dr. Ligon. He explained that the Debt service allowed the County an opportunity to borrow money if they chose to, and to invest money if they chose to. He noted that the County had properties that could be invested in, for the benefit of the County. He commented that perhaps, the needs of the County were clearly connected to housing and employment, and putting money into those things was something that the County had the ability to do. He noted that he had not seen a desire of any developer to invest significantly in the County. He commented that the County was getting older, and unfortunately, the number of students and families that the schools served was a higher level of ESL (English as a Second Language) and families below the poverty level that the County had ever had. He noted that to try and create a future for those people, if the County had the ability and desire to do those things, it could do it through the Reserve and Debt Service. He noted that during the budget meeting earlier, the Board received information that more money was available in the Debt Service. He indicated that the amount was similar to the amount that the tax increase would be, noting it was not quite that much but it was some, and it would get them there. Mr. Reed stated that he was a lifelong educator and he attended as many School Board meetings as he could. He noted that he also spoke with the School Board members, and knew many teachers and students at the Schools. He commented that he felt the Schools' plight, and investing in the children of Nelson County was a real investment. Mr. Reed stated that if the tax increase did not happen, he would not be terribly upset, but he would try to look at the budget and get the money needed for the Schools. He noted that he would hope the people of Nelson County would share in that burden.

Mr. Harvey noted that the toughest budget that the Board had to deal with was the School budget. He commented that he felt very strongly about making sure they funded the schools at the level they needed to. He noted that when his group came up, they were privileged to have the funding there and they deserved to give the kids coming up today that same type of support.

Mr. Rutherford noted that he had been in Schuyler recently speaking with a retired person about their experiences with water and sewer costs and what it meant when taxes went up. He noted in the community, taxes were not equal to all people. He commented that if someone's property value went up 50 percent in the last few years, that was a tax increase. He noted that some parts of the community did not see a 50 percent jump, they saw a 10 to 20 percent jump in real estate values. He noted that COVID hit and the world kind of changed. He stated that the Board needed to be as fiscally responsible as they could, and look to the future to see how they could support jobs to come to the community that could allow people to support their families. He noted that people moving back to Nelson County, were having to decide how soon would they be able to start their family. He noted that the Board needed to asking the question of how to take care of how take care of those who were struggling the most. He indicated that the next vote determined how much to do in tax relief and he hoped the Board would look at increasing the relief percentage. He stated that the best decision the Board could make, would be to bring rate back down to \$0.65.

IV. ESTABLISHMENT OF 2024 TAX RATES (R2024-32)

Mr. Rutherford moved to adopted **Resolution R2024-32** with the blank amounts for Real Property Tax and Mobile Home Tax set at \$0.65. Dr. Ligon seconded the motion. Mr. Parr noted that they had a motion and second to maintain the Real Property Tax at \$0.65, Tangible Personal Property at \$2.79, Machinery & Tools Tax at \$1.25, and Mobile Home Tax at \$0.65.

Mr. Harvey asked if these were the same rates from last year. He stated that they had to maintain finances for the County.

Mr. Rutherford called the question. Mr. Parr asked if there were any other comments. Mr. Harvey said they should have some comments and noted that he did not think they were ready to vote.

Dr. Ligon commented that if they did not take on the Debt Service, and they treaded lightly on the school budget, she would agree that their budget was okay. She stated that she believed that they would take on the debt service proposed. She noted that she had been informed by many people that the public would prefer a reactive tax increase, instead of a preemptive watch the ship sink situation. She commented that it was what it was. She noted that if they were willing to discuss the School budget, and be cognizant of spending the money on more than just two (2) projects, she was game to keep it the way it was.

Mr. Harvey stated that they were supposed to be fiscally responsible to the County. He noted that he was not someone for raising taxes, but they had a responsibility to make sure that the kids were well educated. He commented that it was a long sad story and they could not balance it on the kids.

There being no further discussion, Supervisors approved the motion (3-2) by roll call vote with Mr. Reed and Mr. Harvey voting no and the following resolution was approved:

RESOLUTION R2024-32 NELSON COUNTY BOARD OF SUPERVISORS ESTABLISHMENT OF 2024 TAX RATES

RESOLVED, by the Nelson County Board of Supervisors, pursuant to and in accordance with Section 58.1-3001 of the Code of Virginia, 1950, that the tax rate of levy applicable to all property subject to local taxation, inclusive of public service corporation property, shall remain effective until otherwise re-established by said Board of Supervisors and is levied per \$100 of assessed value as follows:

Real Property Tax	\$0.65
Tangible Personal Property	\$2.79
Machinery & Tools Tax	\$1.25
Mobile Home Tax	\$0.65

V. ESTABLISHMENT OF 2024 PERSONAL PROPERTY TAX RELIEF (R2024-33)

Ms. McGarry provided a presentation on the establishment of 2024 Personal Property Tax Relief – PPTRA% Discount. She clarified that the Personal Property Tax Relief was not a public hearing, it was just another responsibility that the Board had with regards to Personal Property Tax.

Ms. McGarry reported the following information:

State Code Authorization

Pursuant to State Code §58.1-3524:

For tax year 2006 and thereafter, localities will be reimbursed by the State for providing the required tangible personal property tax relief as set forth in this code section. In 2006, \$950 Million in tax relief was divvied up between the County's, City's, and Towns in the Commonwealth based upon their pro rata share of their actual payments for tax year 2005 as compared to the actual payments to ALL County's, City's, and Towns in 2005. It was also established that this amount would be the same for each subsequent tax year.

At that time, the annual amount of tangible personal property tax relief provided to the County by the State was determined to be \$1,708,030. State Code mandates that a tax relief rate for qualifying vehicles be annually established in order to receive this tax relief reimbursement from the State.

Therefore, pursuant to State Code §58.1-3524 (C), proposed **Resolution R2024-33** 2024 Personal Property Tax Relief, establishes the percentage reduction in rate used for distribution of the County's Personal Property Tax Relief amount of \$1,708,030 for qualifying vehicles under the statute. The 2023 tax year % relief is 39%. The County's financial system calculates this percentage given the amount of current tax revenue expected and the qualifying vehicles as categorized by the Commissioner of Revenue within the system. At the beginning of tax year 2023, a personal property tax relief percentage of 39% distributed approximately \$1,534,747 of the \$1,708,030 in tax relief received from the State; which left \$173,283 for distribution throughout the fiscal year.

Ms. McGarry reviewed the Distribution of PPTRA Per State Code 58.1-3524:

- ▶ Qualified vehicles with an assessed value of \$1,000 or less will be eligible for 100% tax relief;
- ▶ Qualified vehicles with an assessed value of \$1,001 to \$20,000 will be eligible for ____% tax relief;
- ▶ Qualified vehicles with an assessed value of \$20,001 or more shall be eligible to receive ____% tax relief only on the first \$20,000 of assessed value; and
- ▶ All other vehicles which do not meet the definition of "qualifying" (business use vehicle, farm use vehicle, motor homes, etc.) will not be eligible for any form of tax relief under this program.

Ms. McGarry then reviewed a table to show how the tax relief would be distributed at varying percentages of the tax relief. She noted that each one percent increase distributed about \$38,417 in relief. She noted that the Board wanted to look at different rates in order to determine which rate to set.

<u>% PPTRA Relief</u>	<u>PPTRA Tax Relief Distributed</u>	<u>\$ PPTRA for Fiscal Year Adj.</u>	<u>Local Funds Utilized</u>
39%	\$1,534,747.00	\$173,283.00	0
40%	\$1,573,164.00	\$134,866.00	0
41%	\$1,611,581.00	\$96,449.00	0
42%	\$1,649,998.00	\$58,032.00	0
43%	\$1,688,415.00	\$19,615.00	0
44%	\$1,726,832.00	\$(18,802.00)	\$18,802.00
47%	\$1,842,083.00	\$(134,053.00)	\$134,053.00
50%	\$1,957,334.00	\$(249,304.00)	\$249,304.00

Ms. McGarry explained that at 39 percent, it distributed about \$1.5 million, and they would have about \$173,283 for any adjustments throughout the tax year. She noted that they could get up to 43 percent before they started distributed more than what the state provided. She explained that at 44 percent, they would distribute \$1,726,832 which would require \$18,802 local dollars. She then reported at 47 percent, they would distribute about \$1.8 million, which would require local funding of \$134,053. She noted at 50 percent, they would distribute about \$1.9 million, with a local cost of \$249,304.

Ms. McGarry reviewed next steps:

- ▶ Obtain Input from Staff if desired
- ▶ Action to Consider:
 - ▶ Defer action until all 2024 tax rates are set; prior to April 30th (COR Deadline)
 - The 2024 % PPTRA needs to be set along with the Personal Property Tax Rate
 - ▶ Consider action or come to a consensus on the 2024 % PPTRA relief to be used; and
 - ▶ Approve **Resolution R2024-33** that officially sets the 2024 % PPTRA relief for the Commissioner of Revenue to use when generating the 2024 Personal Property Tax levy book
- ▶ Should the Board approve a % PPTRA that requires local funding, staff direction would be needed on the source of those funds.

Dr. Ligon asked how often there was an adjustment. Ms. McGarry noted that adjustments took place throughout the year as people bought and sold vehicles. She noted that the relief was distributed as the changes were made.

Mr. Rutherford noted that earlier that day, staff had reported that they had locate about \$200,000. He suggested giving the funds back to the tax payers to provide them with more relief. He indicated that he was sitting at 47 to 50 percent relief. Mr. Reed stated that he was not in favor of 50 percent relief, but he thought the 43 percent was a no brainer because the County would not lose any funds by doing that. Mr. Parr noted that earlier in the year, he had made a proposal to double the tax relief for volunteers' vehicles because it had not been adjusted since 1995, and it passed. He commented that they were focusing on the percentage, but he thought that they also needed to look at the \$20,000 figure, because the value of vehicles was increasing. Ms. McGarry indicated that the \$20,000 threshold was prescribed by State code, and they could not change it, unless the state changed it. Mr. Parr agreed with Mr. Reed, at a minimum 43 percent. He noted that they had just voted down a Real Estate increase, and he did not think it would be good to go beyond 43 percent. Dr. Ligon agreed.

Mr. Rutherford commented they just found a few hundred thousand dollars that day. He noted that they had a lump sum in their coffers that they could utilize for whatever the expense was.

Dr. Ligon made a motion to approve **Resolution R2024-33** with the relief amount set at 43 percent. Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion (4-1) by roll call vote with Mr. Harvey voting no, and the following resolution was adopted:

RESOLUTION R2024-33
NELSON COUNTY BOARD OF SUPERVISORS
2024 PERSONAL PROPERTY TAX RELIEF

WHEREAS, the Personal Property Tax Relief Act of 1998, Va. Code § 58.1-3524 has been substantially modified by the enactment of Chapter 1 of the Acts of Assembly, 2004 Special Session I (Senate Bill 5005), and the provisions of Item 503 of Chapter 951 of the 2005 Acts of Assembly; and

WHEREAS, the Nelson County Board of Supervisors has adopted an Ordinance for Implementation of the Personal Property Tax Relief Act, Chapter 11, Article X, of the County Code of Nelson County, which specifies that the rate for allocation of relief among taxpayers be established annually by resolution as part of the adopted budget for the County.

NOW THEREFORE BE IT RESOLVED that the Nelson County Board of Supervisors does hereby authorize tax year 2024 personal property tax relief rates for qualifying vehicles as follows:

- Qualified vehicles with an assessed value of \$1,000 or less will be eligible for 100% tax relief;
- Qualified vehicles with an assessed value of \$1,001 to \$20,000 will be eligible for 43% tax relief;
- Qualified vehicles with an assessed value of \$20,001 or more shall be eligible to receive 43% tax relief only on the first \$20,000 of assessed value; and
- All other vehicles which do not meet the definition of "qualifying" (business use vehicle, farm use vehicle, motor homes, etc.) will not be eligible for any form of tax relief under this program.

BE IT FINALLY RESOLVED that the personal property tax relief rates for qualifying vehicles hereby established shall be effective January 1, 2024 through December 31, 2024.

VI. OTHER BUSINESS (AS PRESENTED)

A. Virginia Opioid Abatement Authority Joint Application for Cooperative Projects

Ms. McGarry reported on the Virginia Opioid Abatement Authority Joint Application for Cooperative Projects. She noted that the application had been discussed briefly amongst the TJPDC localities. She indicated that she thought it was originally not going to move forward, but she found out that week that the deadline had been extended to May 1st and OAR (Offender Aid Restoration) indicated that they wanted to get the application submitted potentially before the Board were to meet again. She explained that the application would be to the Virginia Opioid Abatement Authority, which was where several localities could cooperate on an application to get funds from the state's pot of opioid abatement money.

Ms. McGarry reported that the application would provide for OAR hiring a regional specialty docket (Drug Court) related administrator, a Peer Recovery Support team manager and three (3) Recovery Support specialists. She noted that the new positions would greatly enhance OAR's ability to deliver accessible, quality services to individuals who had been most adversely affected by the opioid crisis. She noted that no local match was required, but \$5,000 had been requested from each participating locality, which included Albemarle County, Charlottesville City, Fluvanna County, potentially Nelson County, Orange County and Madison County. She indicated that a local match strengthened the application and it got a better score from the state. She noted that the \$5,000 could come from the County's opioid abatement funds that they received directly for opioid mitigation. She indicated that those funds were being used to support the County's drug court. She reported that the County had \$47,000 in the FY25 budget from opioid abatement funds. She reiterated that the match was not required, but could be done if the Board chose to do so. She noted that it was a five (5) year grant that was thought to provide good outcomes for those going through the drug court and would provide peer recovery support specialists to help keep people on the right track. Mr. Parr noted that it would give them an opportunity for greater return and there was zero impact to the budget, other than reallocating the funds. He asked what type of impact it would have on the usage of the \$47,000. Ms. McGarry noted that she thought it would be minimal. She indicated that the County would be getting funds each year because it was a multi-year distribution from the lawsuits. She also reported that Charlottesville City had volunteered to be the fiscal agent, so the County would have no responsibility at all, other than to join the group. She noted that OAR would monitor the entire grant and take care of hiring the new positions, so there was no added burden to the County to participate.

Mr. Rutherford made a motion to approve the application and authorize Ms. McGarry to sign any related documents for the grant. Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion unanimously (5-0) by roll call vote.

Ms. McGarry asked to clarify whether the motion included the \$5,000 contribution. The Board confirmed that it did.

VII. ADJOURNMENT

At 8:08 p.m., Mr. Rutherford made a motion to adjourn and continue to April 18, 2024 at 2:00 p.m. for a budget work session. Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the meeting adjourned.

BOARD OF
SUPERVISORSTHOMAS D. HARVEY
North DistrictERNIE Q. REED
Central DistrictJESSE N. RUTHERFORD
East DistrictJ. DAVID PARR
West DistrictDR. JESSICA LIGON
South DistrictCANDICE W. MCGARRY
County AdministratorAMANDA B. SPIVEY
Administrative Assistant/
Deputy ClerkLINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-67
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2024-2025 BUDGET
October 8, 2024

I. Appropriation of Funds (General Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 598.00	3-100-002404-0034	4-100-031020-1014
\$ 6,094.30	3-100-001899-0008	4-100-091030-5202
\$ 1,625.00	3-100-001901-0032	4-100-031020-3038
\$ 2,121.73	3-100-003303-0008	4-100-999000-9905
\$ 2,705.11	3-100-003303-0008	4-100-999000-9905
\$ 13,144.14		

Adopted: _____

Attest: _____, Clerk
Nelson County Board of Supervisors

EXPLANATION OF BUDGET AMENDMENT

- I. Appropriations are the addition of unbudgeted funds received or held by the County for use within the current fiscal year budget. These funds increase the budget bottom line. The General Fund Appropriations of \$13,144.14 include requests of (1) \$598.00 appropriation requested for FY25 Sheriff's DCJS Temporary Detention Order and Emergency Custody Order (TDO & ECO) funding received for July 2024 transports; (2) \$6,094.30 appropriation requested for FY25 OPIOID Abatement Funding received in September 2024; (3) \$1,625.00 appropriation request for Sheriff's FY25 UVA MOU Special Events Overtime funding for August 2024; (4) \$2,121.73 appropriation request for FY24 Sheriff's DMV Selective Enforcement Traffic Federal Grant funds received in FY25; (5) \$2,705.11 appropriation request for FY24 Sheriff's DMV Selective Enforcement Alcohol Federal Grant funds received in FY25. *The total appropriation request for this period is below the 1% of expenditure budget limit of \$745,070.96 for October. Of the total appropriations this month, \$4,826.84 represents FY24 accrual revenue received to date in FY25 and returned to Non-Recurring Contingency. Following approval of these expenditures, the balance of Non-Recurring Contingency would be \$487,044.17.***

Grace Mawyer

From: Sandy Neblett
Sent: Monday, September 16, 2024 9:59 AM
To: Grace Mawyer; Linda Staton
Subject: FW: July TDO/ECO funds from DCJS

I will pay these hours worked in the September pay period.

Sandy Neblett
Nelson County
Human Resources and Finance Specialist
PO Box 336, Lovingston, VA 22949
(P) 434-263-7137 (F) 434-263-7134
sneblett@nelsoncounty.org
www.nelsoncounty-va.gov

From: Neely Hull
Sent: Thursday, September 12, 2024 8:25 AM
To: Sandy Neblett <sneblett@nelsoncounty.org>
Subject: RE: July TDO/ECO funds from DCJS

DCJSTD
3 - 100 - 002404 - 0034
4 - 100 - 031020 - 1014

WE received these funds today ☺

Total Amount: 598.00

Deposit Date: 09/13/2024

Trace Number: [REDACTED]

Agy No	Amount	CDS Offset Amount	TOP Offset Amount	Invoice Number	Invoice Date	Customer Number	Voucher Number	Description
140	598.00	0.00	0.00	TDO/ECO REIM	08/27/2024		00034726	JULY 2024 TDO/ECO REIM

DCJSTD

Company No: 001 Account Number: 1100 1899 8 Period:
Date: 10/03/24 Opioid Abatement Settlement Funds Time: 1212
Budget Amount Year To Date Encumbrances Balance

\$14,729.34- \$20,823.64- \$.00 \$6,094.30

Date	Source	Reference Number	PO#	Amount Period Description
07312024	CS	1	20240731	\$7,862.93-202407 -TREASURER CASH REPORT-
07312024	CS	1	20240731	\$2,307.91-202407 -TREASURER CASH REPORT-
07312024	CS	1	20240731	\$2,260.42-202407 -TREASURER CASH REPORT-
07312024	CS	1	20240731	\$2,298.08-202407 -TREASURER CASH REPORT-

\$14,729.34-

Encumbrance-

A/P Holding File-

P/R Holding File-

U/T Holding File-

09062024 CS A/R Holding File- \$6,094.30-202409 -TREASURER CASH REPORT-

\$6,094.30-

G/L Holding File-

S/S Holding File-

INV Holding File-

07012024 BA 1 0000305 \$10,746.00-202407 -APPROPRIATION ENTRY- 04999
08132024 BS 1 0000421 \$3,983.34-202408 FY25 OPIOID SETTLEMENT FU05004

Budget Amount- \$14,729.34-

FY25

A settlement has been reached in a class action lawsuit against McKinsey & Company, Inc., and related entities claiming that McKinsey played a central role in the opioid crisis by advising opioid manufacturers and other industry participants how to sell as many prescription opioids as possible. The lawsuit is known as *In re McKinsey & Co., Inc. National Prescription Opiate Consultant Litigation*, Case No. 3:21-md-02996-CRB (N.D. California). McKinsey denies plaintiffs' allegations.

Allocations to eligible subdivisions were made following the same general intrastate methodologies as applied in the national opioids settlement with Janssen Pharmaceuticals. Political subdivisions are eligible to be paid if they (a) were paid in Janssen; (b) have a population over 10,000; or (c) were litigating in McKinsey as identified by presence on Schedule A of the McKinsey settlement agreement.

The Court has ordered that Class members shall be required to use the settlement funds exclusively for approved uses designed to abate the opioid epidemic as set forth in Exhibit E ("List of Opioid Remediation Uses") of the prior MDL 2804 settlements. For complete information on the Settlement, including allocation formulas, visit the Settlement website at www.McKinseySubdivisionClassAction.com.

This email is to advise you that the McKinsey Subdivisions Settlement Program has initiated the payment outlined in the table below to your Subdivision in accordance with the payment instructions provided in your Payment Election Form.

BG Entity ID	State	Beneficiary Type	Beneficiary Name	Payment Type	Payment Amount	Payment Method
12188	Virginia	General Purpose Government	Nelson County	McKinsey	\$6,094.30	Wire Transfer

For more information, visit www.McKinseySubdivisionClassAction.com. Consult your tax advisor if you have questions about the tax implications of this payment. If you did not receive the wire transfer within 24 hours or check within 10 days, please call (888) 441-2010 or email DirectingAdministrator@NationalOpioidOfficialSettlement.com.

Thank you,

BROWN GREER PLC

McKinsey Subdivisions Settlement Administrator

This electronic mail is intended to be received and read only by certain individuals. It may contain information that is privileged or protected from disclosure by law. If it has been misdirected, or if you suspect you received this in error, please notify me by replying and then delete this message and your reply. These restrictions apply to any attachment to this email.

FEDERAL, STATE OR LOCAL GOVERNMENT ENTITY ASSISTANCE AGREEMENT



This agreement is entered into between the **Nelson County Sheriff's Office** and the **University of Virginia Police Department** on this 2nd day of August 2024.

Whereas University of Virginia Police Department desires the assistance of the **Nelson County Sheriff's Office** in the following described initiative:

Providing police and traffic control services and when deemed necessary, a representative in unified command for sporting and major events until agreement is cancelled by **Nelson County Sheriff's Office**.

Whereas, public safety and security may be enhanced through the deployment of extraordinary law enforcement resources, therefore, the **Nelson County Sheriff's Office** and the University of Virginia enter into the following agreement:

1. The **Nelson County Sheriff's Office** will use its best efforts to seek volunteer sworn employees to work paid overtime to assist in accomplishment of the initiative.
2. Sworn **Nelson County Sheriff's Office** employees assisting in the initiative will be under the sole control and supervision of the **Nelson County Sheriff's Office** at all times while engaged in the activity.
3. The **Nelson County Sheriff's Office** will evaluate all requests for support personnel to ensure **Nelson County Sheriff's Office** participation is desirable and feasible.
4. The **Nelson County Sheriff's Office** and University of Virginia will agree on desirable manpower and the number of hours of assistance required.
5. Sworn employees providing assistance will be available for temporary reassignment to other areas in the event that emergencies arise during the project and the sworn employees and/or sworn employees' supervisors shall have the same discretion to make the determination as would exist in similar situations absent this agreement.
6. The University of Virginia will reimburse the **Nelson County Sheriff's Office (NCSO)** for the number of hours of assistance provided at the sworn employees' overtime rates, plus fringe benefits and any predetermined actual costs associated with the use of vehicles during the project.
7. The University of Virginia will require that all events be billed individually as each event occurs. Any invoices received that are more than 20-days old will not be reimbursable due to payment constraints placed on us by the organizing event agency. **Include on your billing statement the officer's name, date of the event, time in/out and hourly rate.**
8. Provide ample parking for sworn employees of the **Nelson County Sheriff's Office**.
9. Name of contact person from your organization in charge of billing for services.

<u>Mark Embrey</u>	<u>94 Courthouse St. Lexington VA</u>	<u>embrey@nelsoncounty.org</u>	
Name	Address	Email	Phone Number
			<u>434-253-7050</u>
Mark Embrey Sheriff Nelson County Sheriff's Office		Timothy J. Longo, Sr. AVP & Chief of Police UVA Police Department	



SHERIFF
M.E. EMBREY

NELSON COUNTY SHERIFF'S OFFICE

An equal opportunity employer

P.O. Box 36, 84 COURTHOUSE SQUARE, LOVINGSTON, VIRGINIA 22949 ~ BUSINESS 434.263.7050 ~ FAX 434.263.7056

Grace / Linda's
Copy

#3134

INVOICE #08312024

Bill To: UVA

Date: 09/05/24

Officer:	Assignment:	Hourly Rate:	Hours Worked:	Total:
	Wahoo Walk/ East Gate	\$65.00	8	\$520.00
	Alderman	\$65.00	8.5	\$552.50
	West Gate	\$65.00	8.5	\$552.50

Balance Due: \$1625.00

Comments/Remarks: UVA Football vs. Richmond. Please make a single check for the full amount payable to County of Nelson

Name:

Major Brad Metje

Signature:

Brad Metje

Period:

Period:
Time: 1212

Balance
\$1,625.00

Amount	Period	Description
100.00	12/31/2023	Balance Forward
50.00	1/15/2024	Payment Received
25.00	2/10/2024	Payment Received
75.00	3/01/2024	Payment Received
150.00	3/15/2024	Payment Received
300.00	4/01/2024	Payment Received
150.00	4/15/2024	Payment Received
75.00	5/01/2024	Payment Received
100.00	5/15/2024	Payment Received
50.00	6/01/2024	Payment Received
25.00	6/15/2024	Payment Received
100.00	7/01/2024	Payment Received
50.00	7/15/2024	Payment Received
25.00	8/01/2024	Payment Received
100.00	8/15/2024	Payment Received
50.00	9/01/2024	Payment Received
25.00	9/15/2024	Payment Received
100.00	10/01/2024	Payment Received
50.00	10/15/2024	Payment Received
25.00	11/01/2024	Payment Received
100.00	11/15/2024	Payment Received
50.00	12/01/2024	Payment Received
25.00	12/15/2024	Payment Received
100.00	1/01/2025	Payment Received
50.00	1/15/2025	Payment Received
25.00	2/01/2025	Payment Received
100.00	2/15/2025	Payment Received
50.00	3/01/2025	Payment Received
25.00	3/15/2025	Payment Received
100.00	4/01/2025	Payment Received
50.00	4/15/2025	Payment Received
25.00	5/01/2025	Payment Received
100.00	5/15/2025	Payment Received
50.00	6/01/2025	Payment Received
25.00	6/15/2025	Payment Received
100.00	7/01/2025	Payment Received
50.00	7/15/2025	Payment Received
25.00	8/01/2025	Payment Received
100.00	8/15/2025	Payment Received
50.00	9/01/2025	Payment Received
25.00	9/15/2025	Payment Received
100.00	10/01/2025	Payment Received
50.00	10/15/2025	Payment Received
25.00	11/01/2025	Payment Received
100.00	11/15/2025	Payment Received
50.00	12/01/2025	Payment Received
25.00	12/15/2025	Payment Received
100.00	1/01/2026	Payment Received
50.00	1/15/2026	Payment Received
25.00	2/01/2026	Payment Received
100.00	2/15/2026	Payment Received
50.00	3/01/2026	Payment Received
25.00	3/15/2026	Payment Received
100.00	4/01/2026	Payment Received
50.00	4/15/2026	Payment Received
25.00	5/01/2026	Payment Received
100.00	5/15/2026	Payment Received
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25.00	6/15/2026	Payment Received
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100.00	7/01/2027	Payment Received
50.00	7/15/2027	Payment Received
25.00	8/01/2027	Payment Received
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50.00	9/01/2027	Payment Received
25.00	9/15/2027	Payment Received
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50.00	10/15/2027	Payment Received
25.00	11/01/2027	Payment Received
100.00	11/15/2027	Payment Received
50.00	12/01/2027	Payment Received
25.00	12/15/2027	Payment Received
100.00	1/01/2028	Payment Received
50.00	1/15/2028	Payment Received
25.00	2	

Encumbrance-

Holding File-

Holding File-

Holding File-

\$1,625.00-202409 -TREASURER CASH REPORT-
\$1,625.00-

Holding File-

Holding File-

Folding File-

Budget Amount-

Grace Mawyer

From: Grace Mawyer
Sent: Tuesday, September 10, 2024 9:27 AM
To: Neely Hull
Cc: Linda Staton
Subject: RE: money received- code question

Good morning, Neely!

Both should be posted to SDGRF.

Thank you,
Grace

From: Neely Hull
Sent: Tuesday, September 10, 2024 8:42 AM
To: Grace Mawyer <gmawyer@nelsoncounty.org>
Cc: Linda Staton <lstaton@nelsoncounty.org>
Subject: money received- code question

Good Morning,

I apologize if you have already told me. I thought I had a sticky note with these codes for this deposit, but I cannot find it.

Can you tell me where to post these funds, please?

tal Amount: 4,826.84

Deposit Date: 09/11/2024

Trace Number: [REDACTED]

Agy No	Amount	CDS Offset Amount	TOP Offset Amount	Invoice Number	Invoice Date	Customer Number
530	2,121.73	0.00	0.00	54240-24240- FY24 DMV Traffic Grant	07/03/2024	125
530	2,705.11	0.00	0.00	54223-24223- FY24 DMV Alcohol Grant	07/03/2024	125

Tot 530: 4,826.84

Thank you,

Company No: 001 Account Number: 3100 3303 8 Period:
Date: 10/04/24 Other Sheriff's Grants (Fed-20.607) Time: 0943
Budget Amount \$4,826.84- Encumbrances \$4,826.84 Balance

***** Date Source Reference Number PO# Amount Period Description

***** Encumbrance- *****

***** A/P Holding File- *****

***** P/R Holding File- *****

***** U/T Holding File- *****

09112024 CS A/R Holding File- 20240911 \$4,826.84- 202409 -TREASURER CASH REPORT-

***** G/L Holding File- ***** \$2,121.73 - FY24 DMV Traffic Grant

***** S/S Holding File- ***** 2,705.11 - FY24 DMV Alcohol Grant

***** INV Holding File- ***** \$4,826.84

***** Budget Amount- *****

BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District



CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

PROCLAMATION P2024-05
NELSON COUNTY BOARD OF SUPERVISORS
OCTOBER IS DOMESTIC VIOLENCE AWARENESS MONTH

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

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

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

WHEREAS, the Shelter for Help in Emergency and the Nelson County Victim/Witness Program have led the way in the County of Nelson in addressing domestic violence by providing 24-hour hot line services to victims/survivors and their families, offering support and information, and empowering survivors to chart their own course for healing; and

WHEREAS, the Shelter for Help in Emergency commemorates its 45th year of providing unparalleled services to women, children and men who have been victimized by domestic violence; and

WHEREAS, the Nelson County Victim/Witness Program currently provides victim advocates and a support group for those seeking relief from domestic violence in Nelson County;

NOW THEREFORE, BE IT RESOLVED, in recognition of the important work being done by the Shelter for Help in Emergency and the Nelson County Victim/Witness Program, the Nelson County Board of Supervisors do hereby proclaim the month of October 2024 as DOMESTIC VIOLENCE AWARENESS MONTH, and urge all citizens to actively participate in the elimination of personal and institutional violence against women, children and men.

Approved: October 8, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors



BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District

CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-68
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF SCHEMATIC DESIGN FOR NELSON COUNTY
SOCIAL SERVICES OFFICE BUILDING

BE IT RESOLVED, by the Nelson County Board of Supervisors that the schematic design for the Nelson County Social Services office building, presented at the October 8, 2024 regular Board of Supervisors meeting, is hereby approved and PMA Architecture is authorized to proceed with next steps in design development.

Approved: October 8, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors

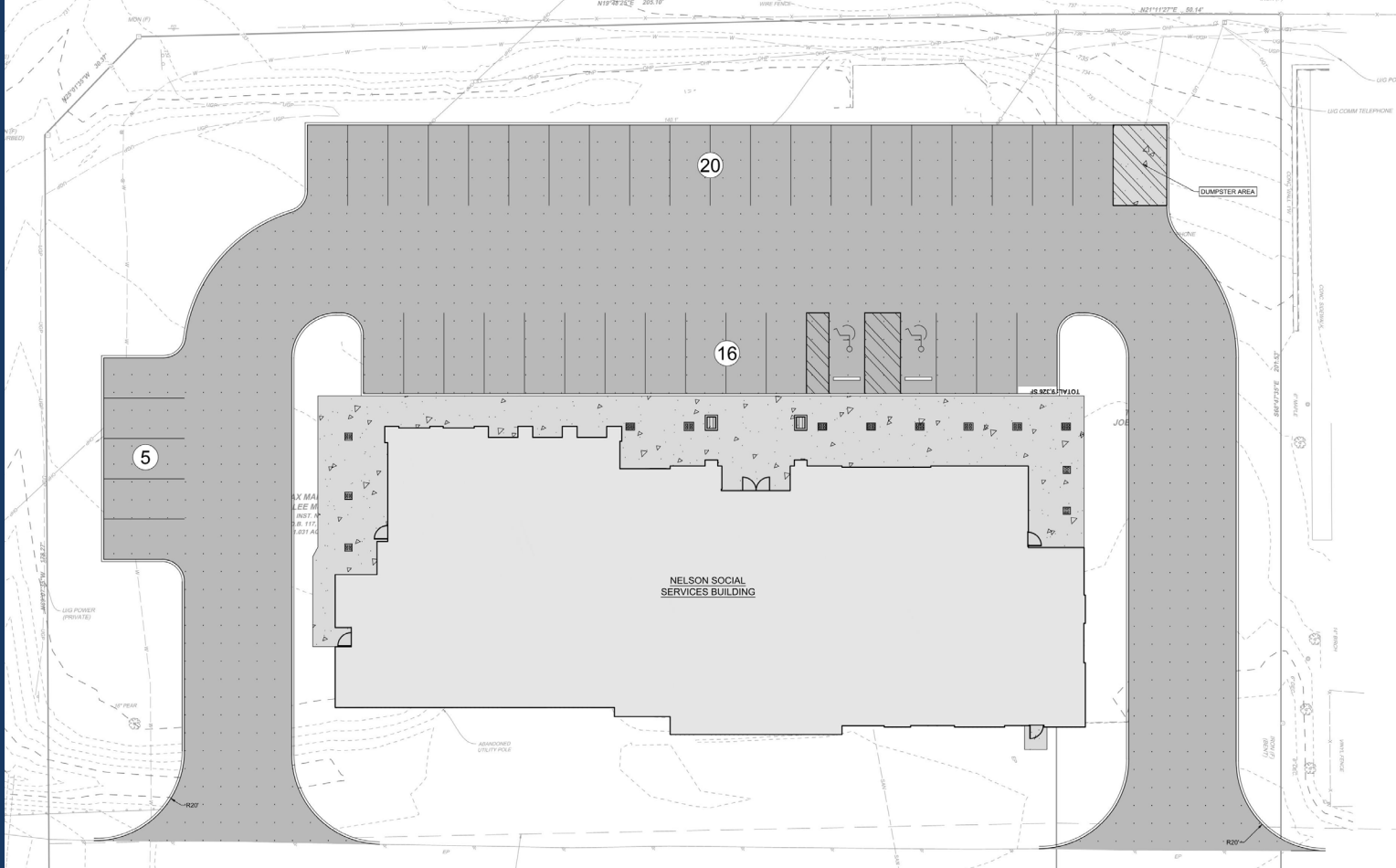


Schematic Design Presentation









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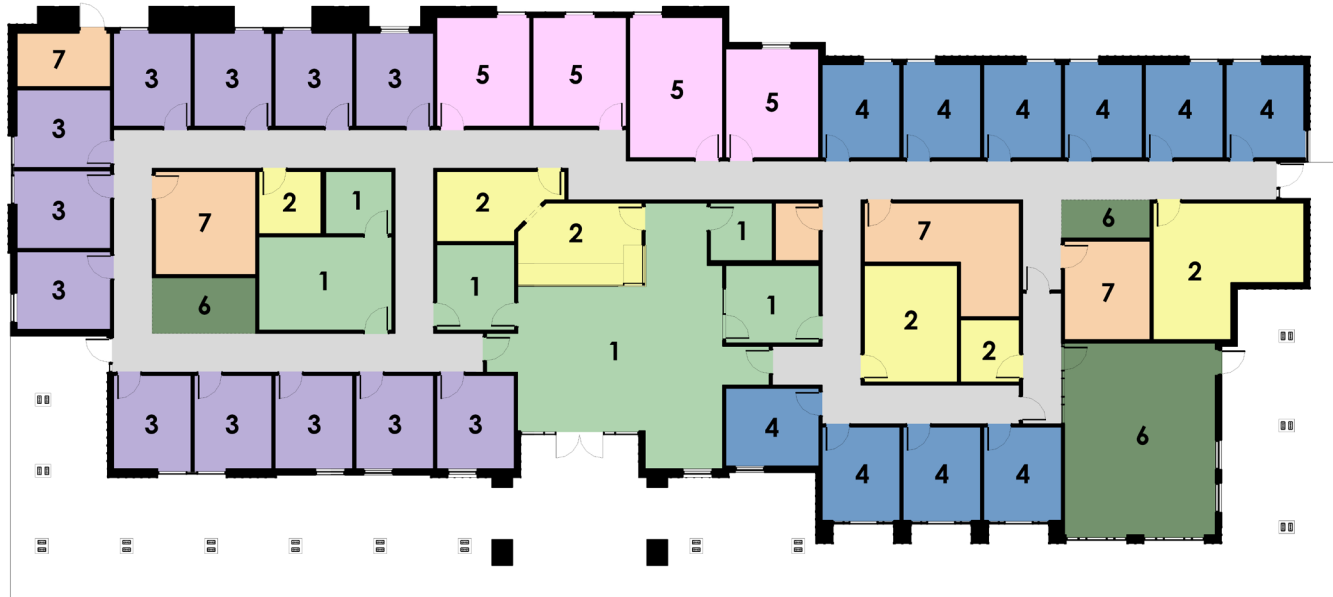
Department of Social Services
Nelson County, Virginia

P M A
ARCHITECTURE



Site Plan
Nelson County, VA

- | | |
|--|---|
|  1. PUBLIC |  5. SERVICES |
|  2. STAFF SUPPORT |  6. CONFERENCE/MEETING SPACE |
|  3. FAMILY SERVICES |  7. BUILDING SUPPORT/STORAGE |
|  4. BENEFITS |  8. CIRCULATION |



FIRST FLOOR PLAN
1/8" = 1'-0"

SCALE: 1/8" = 1'-0"
4' 0' 8' 16'



Exterior Rendering At Front Entrance

Nelson County, VA



Exterior Rendering From Highway 29
Nelson County, VA



Exterior Render At Tanbark Plaza

Nelson County, VA

- 10/08/24: Approval of Schematic Building Design
- 12/10/24: Design Development Presentation
- 03/11/25: Final Presentation to Board for Authorization to Proceed with Bidding
 - 6 weeks for Bidding
 - 18 months for Construction



PMA

ARCHITECTURE



BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District

CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-69

NELSON COUNTY BOARD OF SUPERVISORS

A RESOLUTION COMMITTING NELSON COUNTY'S PARTICIPATION AND FINANCIAL CONTRIBUTION TO THE THOMAS JEFFERSON PLANNING DISTRICT COMMISSION'S REGIONAL HOUSING NEEDS ASSESSMENT AND STRATEGY STUDY

WHEREAS, the availability of diverse housing options is vital to the economic growth and well-being of Nelson County's residents; and

WHEREAS, the Thomas Jefferson Planning District Commission (TJPDC) is conducting a Regional Housing Needs Assessment and Strategy Study to address current and future housing needs within the district, including Nelson County, and develop actionable strategies; and

WHEREAS, the total budget for this study is over \$230,000, requiring financial support and participation from localities within the TJPDC to ensure comprehensive data collection and strategy development that reflects the unique housing challenges of each locality; and

WHEREAS, Nelson County recognizes the importance of participating in this regional effort to address housing availability to foster sustainable community growth as well as the crucial resource this Study will provide for Nelson County to identify its specific housing needs and tailored strategies to support economic development within the County; and

WHEREAS, Nelson County is committed to contributing \$10,000 to the TJPDC's Regional Housing Needs Assessment and Strategy Study to support this effort and ensure that specific housing strategies are developed to meet the unique needs of Nelson County;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Nelson County, Virginia, that:

Nelson County will contribute \$10,000 toward the total \$230,000 budget for the TJPDC's Regional Housing Needs Assessment and Strategy Study.

Nelson County commits to active participation in the study, including the development of specific strategies tailored to the housing needs of Nelson County.

Nelson County recognizes that participation in this study will provide valuable insights and recommendations that can help shape future housing policies, programs, and development in the County.

The County Administrator is hereby authorized to execute any necessary agreements or documents required to formalize Nelson County's participation in the TJPDC Regional Housing Needs Assessment and Strategy Study.

This resolution shall take effect immediately upon its adoption.

Approved: _____

Attest: _____, Clerk
Nelson County Board of Supervisors

An aerial photograph of a town street, likely in a small community. The street runs vertically through the center, with several cars parked along the sides. On the left side of the street, there are several houses, including a prominent red brick house and a white house with a blue roof. On the right side, there is a large, modern-looking building with a flat roof and a brick base. The background is a dense forest of trees with autumn foliage in shades of yellow, orange, and green. The sky is blue with some light clouds.

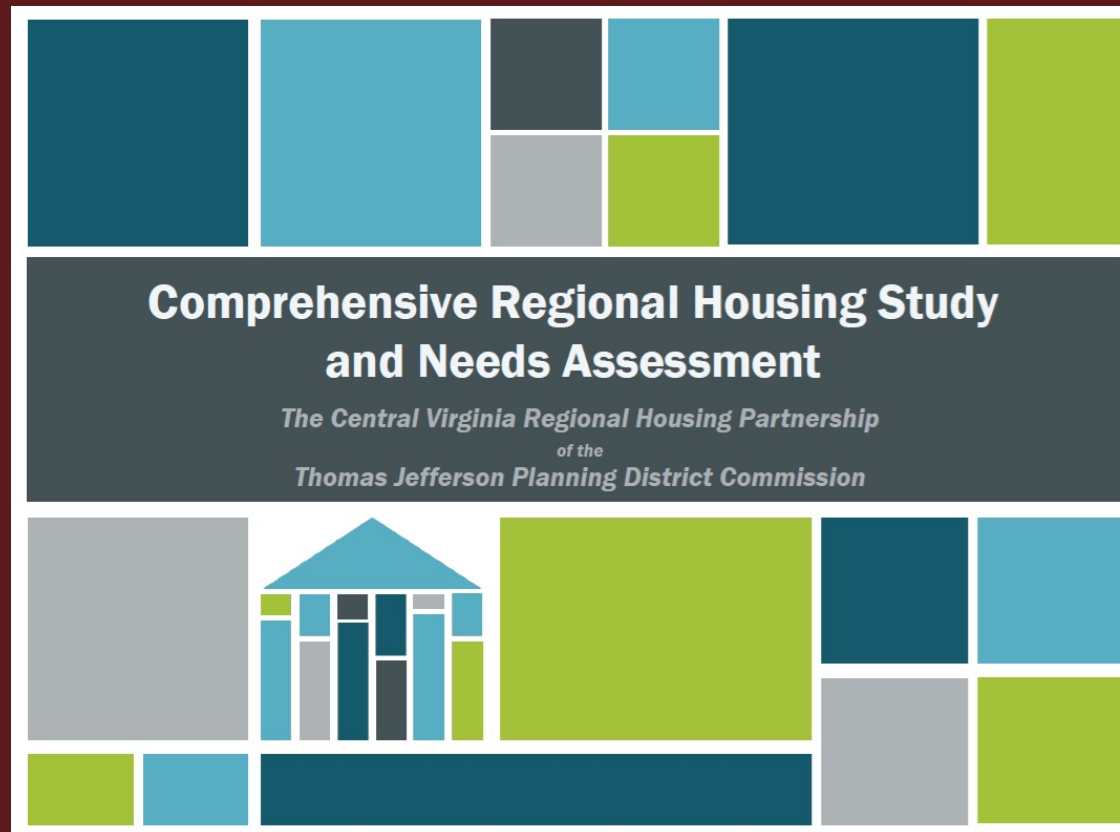
2025 HOUSING STUDY

Thomas Jefferson Planning District

Laurie Jean Talun

2019

HOUSING NEEDS ASSESSMENT: A BASELINE





KEY TAKE-AWAYS FROM 2019

- Median household income was \$53,536, with 41.5% of the county making below \$50,000
- 485 renter households and 1,195 owner households paid more than 30% of their income on housing
- 25% of Nelson County residents worked in the county
- 35% of Nelson residents commuted more than 10 miles to work
- 27% of rental units in Nelson County were held for occasional use; 180 AirBnB units in Wintergreen region alone
- 11% decline in median sales price in 2018
- 97% of Nelson County was zoned for single family housing, and 3% was zoned for multi-family housing

2025 HOUSING STUDY

- More depth within each county we serve.
- Training for Nelson planning staff to find and understand data.
- If participating in strategies portion, looking specifically at Nelson's needs, and finding solutions that might only work in Nelson.
- Researcher from Virginia Tech will hold focus groups with Nelson citizens to identify solutions that they would and wouldn't work for them. Will partner with local leaders to identify a wide range of citizen voices.
- Outcomes can be used to apply for grants to bring funding to our region.



FUNDING REQUEST



Each locality is asked to contribute based on their yearly budget. \$10,000 is requested of Nelson County, and will ensure participation in strategy development. The study itself will cost over \$200,000.



BOARD OF
SUPERVISORSTHOMAS D. HARVEY
North DistrictERNIE Q. REED
Central DistrictJESSE N. RUTHERFORD
East DistrictJ. DAVID PARR
West DistrictDR. JESSICA LIGON
South DistrictCANDICE W. MCGARRY
County AdministratorAMANDA B. SPIVEY
Administrative Assistant/
Deputy ClerkLINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-70
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION OF NEW LEASE AGREEMENT FOR THE OFFICE SPACE
OF THE REGISTRAR AND LOCAL ELECTORAL BOARD
571 FRONT STREET, LOVINGSTON VA

WHEREAS, Nelson County currently leases the first floor office space of approximately 1,925 s.f. at 571 Front Street in Lovington; for use by the Registrar and Local Electoral Board at a cost of \$1,966/month and payment of 50% of the building's actual monthly water, sewer, and electric utility costs of approximately \$142.20 totaling approximately \$2,108.20/month; and

WHEREAS, the Registrar has requested the ability to utilize the basement area of the building, which will provide the Registrar and Local Electoral Board an additional 1,200 s.f. needed for equipment and supplies storage, training, and workspace; and

WHEREAS, a new lease agreement is necessary to include this additional 550 s.f. of space which provides for rental of the entire premises of 3,125 s.f., at a cost of \$2,516/month, and payment of 100% of the building's actual monthly water, sewer, and electric utility costs of approximately \$284.40; totaling approximately \$2,800.40/ month, as well as to memorialize the change in ownership of the building,

NOW THEREFORE BE IT RESOLVED, that the Nelson County Board of Supervisors does hereby authorize the County Administrator to execute a new lease agreement, as immediately as possible, with Rutherford Enterprises, LLC to include the rental of the entire premises of the building located at 571 Front Street in Lovington (3,125 s.f.) for \$2,516/month and payment of 100% of actual monthly water, sewer, and electric utility costs on behalf of the Registrar and Local Electoral Board.

Approved: _____

Attest: _____, Clerk
Nelson County Board of Supervisors

571 Front Street

Current Space, Rent, & Utilities

- Renting upper half of the building; approximately 1,925 s.f.
- Paying \$1,966/month rent
- Paying 50% of monthly electric, water, and sewer utility costs – September \$142.20
- Total Annual Costs = Approximately \$25,298.40
- Annual Cost per square foot = \$13.14/s.f.

571 Front Street

Proposed Space, Rent, & Utilities

- Rental of full building approximately 3,125 s.f. (+ 1,200 s.f.)
- Proposed \$2,516/month rent (+\$550.00)
- Proposed payment of 100% of monthly electric, water, and sewer utility costs – September \$284.40 (+\$142.20)
- Total Annual Costs = Approximately \$33,604.80 (+8,306.40)
- Annual Cost per square foot = \$10.75 (-\$2.39)

571 Front Street

Annual Cost & Space Comparison

	Current	Proposed	Difference
Annual Rent	\$23,592.00	\$30,192.00	+\$6,600.00
Annual Utilities	\$1,706.40	\$3,412.80	+ \$1,706.40
Total	<u>\$25,298.40</u>	<u>\$33,604.80</u>	<u>+\$8,306.40</u>
Space	1,925 s.f.	3,125 s.f.	+ 1,200 s.f.
Cost/s.f.	\$13.14	\$10.75	-\$2.39

ELECTORAL BOARD

William H. Smith, Chairman

Lorna M. Ballowe, Vice Chairman

Susan B. Greene, Secretary



Jacqueline C. Britt
Director of Elections

Rachael A. Snapp
Deputy Registrar

September 25, 2024

Mrs. Candy McGarry
Administrator
County of Nelson
PO Box 226
Lovingston, VA 22949

Dear Mrs. McGarry,

I am requesting on behalf of the Nelson County Electoral Board and the Registrar's Office that the Board of Supervisors approve the new leasing agreement for 571 Front Street to include Leasing the basement portion of the building.

Attached is documentation to support the need for additional space.

Sincerely,

Jacqueline Britt
Director of Elections and General Registrar

ELECTORAL BOARD

William H. Smith, Chairman

Lorna M. Ballowe, Vice Chairman

Susan B. Greene, Secretary



Jacqueline C. Britt
Director of Elections

Rachael A. Snapp
Deputy Registrar

September 25, 2024

Space Allocation Request – Office of Voter Registration and Elections

Background: Recent changes to Virginia election law, coupled with the acquisition of state-of-the-art electronic pollbooks and vote counting systems, has significantly expanded the operational footprint of the Nelson County Office of Voter Registration and Elections from when the facility was last expanded.

These changes include:

- Requirement that all election materials be produced on a by-precinct basis rather than a County-wide basis.
 - Materials for the nine Election Day precincts and the three distinct divisions of the Central Absentee precinct must be maintained separate and apart for legal reporting purposes.
- Expanded access to Early Voting
 - Peak Early Voting periods will bring 200+ voters through the office daily. The office must accommodate: the check-in station, voting stations (including a separate ADA compliant unit and space for an assisted voter), the ballot counter station, authorized observer stations, and staff. In addition, voting related materials must be stored for easy access by staff, but in a secure environment.
 - To expedite the processing of early voters, the office implemented a new electronic pollbook/print-on-demand ballot system. This added two large printers to the equipment utilized in the check-in vestibule. The check-in units are each encased in a standalone hard-shell case. These require additional square footage for secure storage.
- Expanded use of By-Mail Voting
 - Advance preparation of absentee ballot packages requires ample room for secure storage and ballot assembly. Large quantities of returned voted absentee ballots must also be maintained in secure storage areas.
- Archival Storage
 - The above-mentioned expanded volume of election-related materials require additional archival storage area for compliance with the Library of Virginia's document retention schedules. While some materials are retained by the Clerk of the Circuit Court, many others are retained on-site.

From: [Candy McGarry](#)
To: [Chad Mooney](#)
Cc: [Amanda Spivey](#); [Alana H. Norris](#); [Jacqueline Britt](#)
Subject: RE: Rutherford Enterprises, LLC
Date: Thursday, September 5, 2024 11:16:08 AM
Attachments: [image001.png](#)
[image004.png](#)

Great, thank you!

From: Chad Mooney [mailto:cmooney@pldrlaw.com]
Sent: Thursday, September 5, 2024 11:15 AM
To: Candy McGarry <CMcGarry@nelsoncounty.org>
Cc: Amanda Spivey <aspivey@nelsoncounty.org>; Alana H. Norris <anorris@pldrlaw.com>
Subject: RE: Rutherford Enterprises, LLC

Sure, please reach back out to us after October 8. Thank you.

Chad A. Mooney
Office: 434.846.2768
Fax: 434.847.0141
Email: cmooney@pldrlaw.com



With locations in Lynchburg and Danville, PLDR Law provides comprehensive legal services to Central and Southern Virginia.

Mail: P.O. Box 1080, Lynchburg, VA 24505
Location: 925 Main St, Suite 300, Lynchburg, VA 24504
www.pldrlaw.com

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From: Candy McGarry <CMcGarry@nelsoncounty.org>
Sent: Thursday, September 5, 2024 9:48 AM
To: Chad Mooney <cmooney@pldrlaw.com>
Cc: Amanda Spivey <aspivey@nelsoncounty.org>; Alana H. Norris <anorris@pldrlaw.com>

Subject: RE: Rutherford Enterprises, LLC

Mr. Mooney,

Thank you for this information! The County is interested in presenting the potential use of this additional space to the Board for consideration; but we will not be ready to do so within the requested 21 day timeframe. Can we have additional time to officially respond that would allow for the Board's consideration of this at their October 8, 2024 regular meeting? Thank you and please advise as soon as you're able.

Best,
Candy

From: Chad Mooney [<mailto:cmooney@pldrlaw.com>]

Sent: Thursday, September 5, 2024 8:46 AM

To: Candy McGarry <CMcGarry@nelsoncounty.org>; Alana H. Norris <anorris@pldrlaw.com>

Cc: Amanda Spivey <aspivey@nelsoncounty.org>

Subject: RE: Rutherford Enterprises, LLC

Square footage is about 1200. Also, attached are the utility invoices for the space.

Chad A. Mooney

Office: 434.846.2768

Fax: 434.847.0141

Email: cmooney@pldrlaw.com



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From: Candy McGarry <CMcGarry@nelsoncounty.org>
Sent: Friday, August 30, 2024 2:30 PM
To: Alana H. Norris <anorris@pldrlaw.com>
Cc: Chad Mooney <cmooney@pldrlaw.com>; Amanda Spivey <aspivey@nelsoncounty.org>
Subject: RE: Rutherford Enterprises, LLC

Good Afternoon,

At your earliest convenience, please provide me with the square footage of the additional basement area space that would be covered by the additional rent and the associated additional cost of utilities. Thank you so much!

Best,
Candy



From: Alana H. Norris [<mailto:anorris@pldrlaw.com>]
Sent: Tuesday, August 27, 2024 10:35 AM
To: Candy McGarry <CMcGarry@nelsoncounty.org>
Cc: Chad Mooney <cmooney@pldrlaw.com>
Subject: Rutherford Enterprises, LLC



IRONSCALES couldn't recognize this email as this is the first time you received an email from this sender anorris@pldrlaw.com

Please see attached.

Should you have any questions, please do not hesitate to contact me.

Alana H. Norris
Legal Assistant
Office: 434.846.2768
Extension: 107
Fax: 434.847.0141
Email: anorris@pldrlaw.com



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August 27, 2024

Email Only

Candy McGarry
County Administrator
cmcgarry@nelsoncounty.org

RE: Rutherford Enterprises, LLC

Dear Mrs. McGarry:

Please be advised that I represent Rutherford Enterprises, LLC ("Landlord"), assignee of the Lease Agreement by Front Street Settlement with the County of Nelson. It is my understanding that Rutherford Enterprises, LLC and the County of Nelson need to execute a new lease agreement for the premises located at 571 Front Street, Lovingston, VA 22949.

Landlord proposes that the County of Nelson occupy the entire basement located at the premises for the monthly rental rate of \$550.00, plus payment of all utilities. This would be an increase from the current monthly rental rate of \$1966.00 to \$2,516.00.

Please advise if the County of Nelson is agreeable to this proposal and I will prepare a lease agreement accordingly. As Mr. Rutherford sits on the Board of Supervisors, it is likely best that you communicate directly with me to avoid any appearance of impropriety. I will emphasize that Rutherford Enterprises appreciates and values the relationship.

I would kindly ask that you respond within 21 days from the date of this letter. I look forward to hearing from you.

Sincerely,



Chad A. Mooney

cc: Rutherford Enterprises, LLC



SHERIFF
M.E. EMBREY

NELSON COUNTY SHERIFF'S OFFICE

An equal opportunity employer

P.O. Box 36, 84 COURTHOUSE SQUARE, LOVINGSTON, VIRGINIA 22949 ~ BUSINESS 434.263.7050 ~ FAX 434.263.7056

VIC

October 1, 2024

To: Nelson County Board of Supervisors
From: Sheriff Mark E. Embrey
RE: October 8th, 2024 Board of Supervisors Request

Supervisors,

The following correspondence is in reference to (2) separate requests that I respectfully ask you to consider, both of which will greatly benefit our Office and the Nelson County community.

Request #1 – Approval of funding for an updated Body Worn Camera (BWC) System

During FY2018/2019, the Nelson County Sheriff's Office purchased a BWC system through grant funding. The system purchased at the time, known as 'Watchguard Vista', provided the Department with (25) BWC, which outfitted the Nelson County Sheriff's Office staff. At the time of purchase, it was brought to the Department's attention by Watchguard, that the "lifespan and longevity" of this BWC product was approximately five years.

Since taking Office in January 2024, the Department has had to place several of these cameras 'Out-of-service', due to their inoperability. The Watchguard Vista manufacturer was recently purchased by Motorola Solutions, who presently provides 'Technical Support' to our agency for any issues and concerns related to the Watchguard Vista hardware and software components. Over the last several months, I have had multiple discussions with Motorola Solutions, and their Technical Support team, as it pertains to our Department's current BWC situation. Due to the age of our current 'Watchguard Vista' BWC system, the hardware components for our current cameras are 'obsolete', and they are no longer manufactured or available to replace the existing units. Further discussion with the Motorola 'Technical Support' staff, has indicated that all 'Technical Support' that our agency currently receives with our Watchguard Vista system will be 'terminated' due to the age of this product on or around January 1, 2025. The loss of 'Technical Support' will hinder our Office's ability to address BWC video downloading, video labeling, and access support to the Commonwealth Attorney's Office.

As this 'Technical Support' cut-off date is quickly approaching, I have spoken with Motorola Representatives, as well as representatives from a competing firm, Axon, to discuss our Department's options in upgrading our BWC system. I firmly believe that it is critical for our Department to retain a BWC infrastructure to provide Civil Liability protections for Deputies, the Department, and the County of Nelson.

Both Motorola and Axon have provided me with their respective quotes for the product and services that each vendor can provide. Each quote is similar in cost, and both entities have 'matched' each other's provisions identically, requiring our Department to select which BWC product will best fit the need of our Office. Each entity has offered to provide our Office with (25)



SHERIFF
M.E. EMBREY

NELSON COUNTY SHERIFF'S OFFICE

An equal opportunity employer

P.O. Box 36, 84 COURTHOUSE SQUARE, LOVINGSTON, VIRGINIA 22949 ~ BUSINESS 434.263.7050 ~ FAX 434.263.7056

Body Worn Cameras on January 1, 2025, with the purchase of a 5-year contract. This offer provides that a \$1,000.00 down payment is made during FY25, prior to December 31, 2024. Payments for the product and services will be distributed over the course of five years, beginning on July 1, 2025, and concluding on July 1, 2029.

The cost and payment schedule for each vendor is as follows:

- Motorola will require a Year-One Payment on July 1, 2025 in the amount of \$18,922.19. Four subsequent payments will be due on July 1st each year in the amount of \$19,922.19. The total Five-year cost for this program will be \$99,610.95.
- Axon will require a Year-One payment on July 1, 2025 in the amount of \$18,931.45. Four subsequent payments will be due on July 1st each year in the amount of \$19,927.85. The total five-year cost for this program will be \$99,639.23.

Both of these programs will provide unlimited 'Cloud Storage Data' through Microsoft Corporation. This software is a vast upgrade compared to the 'Web-based Storage' program that is currently utilized with Watchguard Vista.

Request #2- Approval for a F/T Local Deputy Position to be funded utilizing Fines and Forfeiture

Since taking Office January 1, 2024, I have routinely received telephone calls from concerned citizens regarding traffic issues along the U.S. Highway 29 Corridor and State Route 151. Most of these concerns are related to speeding issues in our County's School Zones (both morning and afternoon), motorists passing 'stopped' school buses while loading and unloading our county's school children, and various reckless driving behaviors.

My response to each of these concerned citizens is that our Office, while fully staffed, cannot provide a visible 'presence' at every intersection or 'School Bus Stop' where these incidents are occurring. The reason for this, is that Deputies quite frequently receive 'Calls for Service' that require an "Immediate Response" that prevents our Office from providing the much-needed traffic visibility that our county roadways deserve.

I am very proud of the traffic safety enforcement efforts that our Office has taken over the past ten months. This enforcement initiative is occurring while Deputies are working an 'Assigned Shift', which entails full-time responsibilities beyond traffic enforcement.

In August 2024, Nelson County experienced four fatality motor vehicle crashes on the U.S. Highway 29 Corridor with a one-week time-frame. In addition to these fatalities, many other major 'Personal Injury' traffic crashes have occurred, and continue to occur, along the U.S. 29 and Route 151 corridors. Despite our Office's greatest efforts to promote highway safety along these major county thoroughfares, my concern is that the Nelson County Sheriff's Office cannot provide the adequate presence and visibility these highways need to effectively reduce these crashes, with our current staffing.



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I do, however, believe that the Nelson County Sheriff's Office can be more effective in negating these traffic concerns with the presence of an additional Full-Time Deputy Sheriff. With this addition, this Deputy's 'Sole' responsibility would be to provide traffic safety enforcement along the U.S. 29 and Route 151 corridors. This Deputy would be available, and present, during time periods that our Office has identified as 'Peak' traffic concerns along these two roadways.

My respective request to each of you, is that this position become available to fill by January 1, 2025. The annual salary for this F/T, locally-funded position would be \$50,165.00, which is the current starting salary for a Deputy Sheriff with our Department, as specified by the adopted Nelson County Pay Plan. Since this position would become effective during the mid-point of FY25, the "maximum" total cost to the County would be \$38,213.00 for this budget cycle, which would include Health Care coverage. If this position is approved, additional funding would be needed for a Panasonic Toughbook computer which would be utilized daily by this employee. Our office is presently depleted of these devices, as all of the existing laptops have been distributed amongst current employees. The combined expense of this request is as follows:

- **Deputy Position – \$50,165.00/annually (Up to \$38,213.00 for FY25 with Benefits)**
- **Panasonic Toughbook - \$3,500.00**

In an effort to fund this request, my proposal is to utilize recurring funding from the County's 'Fines and Forfeitures' allocations. I am confident that the traffic safety initiatives from this position will more than support the success of this much-needed additional position. To support my confidence, I humbly welcome any oversight and request that the Board of Supervisors review the progress of this position at a minimum of every fiscal quarter, in an effort to maintain the integrity and transparency of this proposal. I am very happy to answer any questions regarding this request prior to, or during the October 8th meeting.

Very Respectfully,

A handwritten signature in blue ink, appearing to read "Mark E. Embrey", with a long, sweeping flourish extending to the right.

Mark E. Embrey,
Sheriff



BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

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East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District

CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-71
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION FOR SHERIFF TO EXECUTE FIVE YEAR CONTRACT
FOR BODY WORN CAMERAS/EQUIPMENT AND VIDEO STORAGE

BE IT RESOLVED, that the Nelson County Board of Supervisors hereby authorizes the Nelson County Sheriff's Office to enter into a contract with either Axon Enterprises, Inc. or Motorola Solutions for the provision of 25 Body Worn Cameras, associated equipment, and video cloud storage on January 1, 2025; securing overall pricing of NTE \$99,640 consisting of annual subscription fees spread over a five (5) year contract term of July 1, 2025 through July 1, 2029.

BE IT FURTHER RESOLVED, that the funding for this contract is subject to annual appropriation by the Board.

Adopted: _____

Attest: _____, Clerk
Nelson County Board of Supervisors



NELSON COUNTY SHERIFF DEPARTMENT

(25) V700 VaaS plus 2 spares and (20) V700 trigger kits

02/12/2024

02/12/2024

RE: Motorola Quote for (25) V700 VaaS plus 2 spares and (20) V700 trigger kits

Dear Lt. Jeremiah Templeton,

Motorola Solutions is pleased to present NELSON COUNTY SHERIFF DEPARTMENT with this quote for quality communications equipment and services. The development of this quote provided us the opportunity to evaluate your requirements and propose a solution to best fulfill your communications needs.

This information is provided to assist you in your evaluation process. Our goal is to provide NELSON COUNTY SHERIFF DEPARTMENT with the best products and services available in the communications industry. Please direct any questions to Rob Rosales at Rob.Rosales@motorolasolutions.com.

We thank you for the opportunity to provide you with premier communications and look forward to your review and feedback regarding this quote.

Sincerely,

Rob Rosales
Regional Sales Manager



QUOTE-2522436
(25) V700 VaaS plus 2 spares and (20)
V700 trigger kits

Quote Date:02/12/2024
Expiration Date:11/04/2024
Quote Created By:
Rob Rosales
Regional Sales Manager
Rob.Rosales@
motorolasolutions.com
954-504-8789

End Customer:
NELSON COUNTY SHERIFF
DEPARTMENT
Lt. Jeremiah Templeton
jtempleton@nelsoncounty.org
434-263-7050

Payment Terms:30 NET

Line #	Item Number	Description	Qty	Term	List Price	Sale Price	Ext. Sale Price	Refresh Duration
Video as a Service								
1	AAS-BWC-5YR-001	BODY WORN CAMERA AND VIDEO MANAGER EL CLOUD - 5 YEARS VIDEO-AS-A-SERVICE	25	5 YEAR	\$4,140.00	\$2,880.99	\$72,024.75	
2	WGW00122-302	BODY WORN CAMERA CONFIGURATION SERVICE	25		\$125.00	\$100.00	\$2,500.00	
3	PSV00S03898A	ON-SITE DEPLOYMENT, CONFIGURATION AND PROJECT MANAGEMENT	1		\$20,000.00	\$14,000.00	\$14,000.00	
4	SSV00S01450B	LEARNER LXP SUBSCRIPTION	25	5 YEAR	\$0.00	\$0.00	\$0.00	
5	WGC02001-VAAS	VIDEOMANAGER EL CLOUD, ANNUAL UNLIMITED STORAGE PER BODY WORN CAMERA VAAS	25	5 YEAR	Included	Included	Included	
6	WGB-0740A	V700 BODY WORN CAMERA VERIZON READY	25		Included	Included	Included	3 YEAR



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.
Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 - #: 36-1115800

Line #	Item Number	Description	Qty	Term	List Price	Sale Price	Ext. Sale Price	Refresh Duration
7	LSV07S03512A	ESSENTIAL SERVICE WITH ACCIDENTAL DAMAGE AND ADVANCED REPLACEMENT	25	5 YEAR	Included	Included	Included	
8	SWV07S03593A	SOFTWARE ENHANCEMENTS	25	5 YEAR	Included	Included	Included	
9	WGP02798-KIT	V700 MAGNETIC MOUNT WITH BWC BOX	25		Included	Included	Included	
10	WGB-0138AAS	TRANSFER STATION, 8 SLOTS, FOR V300/V700 VAAS	1		Included	Included	Included	
11	WGP02950	V700 BATTERY, 3.8V, 4180MAH, REMOVABLE	25		\$137.50	\$0.00	\$0.00	
12	AAS-BWC-USB-DOC	V300/V700 USB CHARGE/UPLOAD DOCK - VIDEO-AS-A-SERVICE	25	5 YEAR	\$240.00	\$0.00	\$0.00	
13	WGB-0178AAS	VIDEO EQUIPMENT, V700 USB DESKTOP DOCK VAAS	25		Included	Included	Included	
14	WCM000111-020	INTEGRATION VIDEOMANAGER EL WITH MOTOROLA CAD/RMS	1		\$0.00	\$0.00	\$0.00	
V700								
15	WGB-0740A	V700 BODY WORN CAMERA VERIZON READY	2		\$1,612.50	\$790.00	\$1,580.00	5 YEAR
16	WGP02798-KIT	V700 MAGNETIC MOUNT WITH BWC BOX	2		Included	Included	Included	
17	SWV07S03593A	SOFTWARE ENHANCEMENTS	2	5 YEAR	Included	Included	Included	
18	WGW00122-302	BODY WORN CAMERA CONFIGURATION SERVICE	2		\$400.00	\$320.00	\$640.00	
19	LSV07S03512A	ESSENTIAL SERVICE WITH ACCIDENTAL DAMAGE AND	2	5 YEAR	\$713.00	\$570.40	\$1,140.80	



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Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 ~ #: 36-1115800

**MOTOROLA SOLUTIONS**QUOTE-2522436
(25) V700 VaaS plus 2 spares and (20)
V700 trigger kits

Line #	Item Number	Description	Qty	Term	List Price	Sale Price	Ext. Sale Price	Refresh Duration
		ADVANCED REPLACEMENT						
20	PRODUCT_REFRESH	VIDEO EQUIPMENT,PRODUCT REFRESH	2		\$1,244.00	\$695.20	\$1,390.40	
21	WGP02950	V700 BATTERY, 3.8V, 4180MAH, REMOVABLE	2		\$137.50	\$0.00	\$0.00	5 YEAR
22	WGP02560-KIT2	VIDEO EQUIPMENT,V300 VEHICLE TRIGGER KIT, WIFI BASE, SPS	20		\$993.75	\$316.75	\$6,335.00	
Grand Total						\$99,610.95(USD)		



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Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 ~ #: 36-1115800

Pricing Summary

		Payment Term	Upfront Sale Price	
Upfront Costs*				
	Due Upon Order Submission			\$1,000.00
Upfront Subscription Fee				
	Video as a Service	Annually		\$18,922.19
		July 1, 2025		
Sub Total:				\$19,922.19
		Payment Term	Sale Price	Annual Sale Price
Year 2 Subscription Fee				
	Video as a Service	Annually	\$19,922.19	\$19,922.19
		July 1, 2026		
Year 3 Subscription Fee				
	Video as a Service	Annually	\$19,922.19	\$19,922.19
		July 1, 2027		
Year 4 Subscription Fee				
	Video as a Service	Annually	\$19,922.19	\$19,922.19
		July 1, 2028		
Year 5 Subscription Fee				
	Video as a Service	Annually	\$19,922.19	\$19,922.19
		July 1, 2029		
Sub Total:				\$79,688.76
Grand Total System Price (Inclusive of Upfront and Annual Costs)				\$99,610.95

*Upfront costs include the cost of Hardware, Accessories and Implementation, where applicable.

Notes:

- The Pricing Summary is a breakdown of costs and does not reflect the frequency at which you will be invoiced.
- This quote contains items with approved price exceptions applied against them.



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Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 - #: 36-1115800



Axon Enterprise, Inc.
17800 N 85th St
Scottsdale, Arizona 85255
United States
VAT: 86-0741227
Domestic: (800) 978-2737
International: +1.800.978.2737



Q-554162-45524.555NS
Issued: 08/20/2024
Quote Expiration: 10/31/2024
Estimated Contract Start Date: 01/01/2025
Account Number: 114617
Payment Terms: N30
Delivery Method:

SHIP TO	BILL TO	SALES REPRESENTATIVE	PRIMARY CONTACT
Nelson County Sheriff - VA 84 Courthouse Sq Lovingslon, VA 22949-2359 USA	Nelson County Sheriff - VA PO Box 336 Lovingslon VA 22949-0336 USA Email:	Nick Sinatra Phone: 704-336-0449 Email: nsinatra@axon.com Fax:	Jeremiah Templeton Phone: (434) 263-7050 Email: jtempleton@nelsoncounty.org Fax: (434) 263-7056

Quote Summary

Program Length	60 Months
TOTAL COST	\$99,639.23
ESTIMATED TOTAL W/ TAX	\$99,639.23

Discount Summary

Average Savings Per Year	\$11,357.59
TOTAL SAVINGS	\$56,787.97

Payment Summary

Date	Subtotal	Tax	Total
Dec 2024	\$996.38	\$0.00	\$996.38
Jul 2025	\$18,931.45	\$0.00	\$18,931.45
Jul 2026	\$19,927.85	\$0.00	\$19,927.85
Jul 2027	\$19,927.85	\$0.00	\$19,927.85
Jul 2028	\$19,927.85	\$0.00	\$19,927.85
Jul 2029	\$19,927.85	\$0.00	\$19,927.85
Total	\$99,639.23	\$0.00	\$99,639.23

Pricing

All deliverables are detailed in Delivery Schedules section lower in proposal

Quote List Price:
Quote Subtotal:

\$156,427.20
\$99,639.23

Item	Description	Term	Qty	List Price	Net Price	Subtotal	Tax	Total
BUNDLE - ACQUISITION								
71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA		3	\$11.77	\$6.87	\$20.61	\$0.00	\$20.61
100466	AXON BODY 4 - CABLE - USB-C TO USB-C		28	\$2.99	\$1.75	\$49.00	\$0.00	\$49.00
70033	AXON - DOCK WALL MOUNT - BRACKET ASSY		3	\$43.90	\$25.63	\$76.89	\$0.00	\$76.89
11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE		28	\$31.30	\$18.27	\$511.56	\$0.00	\$511.56
80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	49m	3	\$849.17	\$495.71	\$1,487.13	\$0.00	\$1,487.13
100206	AXON BODY 4 - 8 BAY DOCK		3	\$1,595.00	\$931.10	\$2,793.30	\$0.00	\$2,793.30
73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY		3	\$1,724.00	\$1,006.41	\$3,019.23	\$0.00	\$3,019.23
80464	AXON BODY - TAP WARRANTY - CAMERA	49m	25	\$539.98	\$315.22	\$7,880.50	\$0.00	\$7,880.50
100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK		25	\$849.00	\$495.61	\$12,390.25	\$0.00	\$12,390.25
73309	AXON BODY - TAP REFRESH 1 - CAMERA		25	\$918.00	\$535.89	\$13,397.25	\$0.00	\$13,397.25
73840	AXON EVIDENCE - ECOM LICENSE - BASIC	60m	25	\$976.20	\$569.87	\$14,246.75	\$0.00	\$14,246.75
73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	60m	25	\$1,627.20	\$949.90	\$23,747.50	\$0.00	\$23,747.50
Pro License Bundle								
73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	60m	12	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
73746	AXON EVIDENCE - ECOM LICENSE - PRO	60m	4	\$2,604.00	\$2,599.80	\$10,399.20	\$0.00	\$10,399.20
Individual Items								
70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT		18	\$25.00	\$25.00	\$450.00	\$0.00	\$450.00
100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE		25	\$39.00	\$39.00	\$975.00	\$0.00	\$975.00
80146	AXON BODY - PSO - VIRTUAL STARTER		1	\$2,000.00	\$2,000.00	\$2,000.00	\$0.00	\$2,000.00
80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	49m	18	\$65.17	\$65.17	\$1,173.06	\$0.00	\$1,173.06
70112	AXON SIGNAL - SIGNAL UNIT		18	\$279.00	\$279.00	\$5,022.00	\$0.00	\$5,022.00
Total						\$99,639.23	\$0.00	\$99,639.23

Delivery Schedule

Hardware

Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
BUNDLE - ACQUISITION	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	25	1	12/01/2024
BUNDLE - ACQUISITION	100206	AXON BODY 4 - 8 BAY DOCK	3	1	12/01/2024
BUNDLE - ACQUISITION	100466	AXON BODY 4 - CABLE - USB-C TO USB-C	28	1	12/01/2024
BUNDLE - ACQUISITION	11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE	28	1	12/01/2024
BUNDLE - ACQUISITION	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	3	1	12/01/2024
BUNDLE - ACQUISITION	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	3	1	12/01/2024
A la Carte	100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE	25	1	12/01/2024
A la Carte	70112	AXON SIGNAL - SIGNAL UNIT	18	1	12/01/2024
A la Carte	70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT	18	1	12/01/2024
BUNDLE - ACQUISITION	73309	AXON BODY - TAP REFRESH 1 - CAMERA	25	1	06/01/2027
BUNDLE - ACQUISITION	73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY	3	1	06/01/2027

Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
BUNDLE - ACQUISITION	73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	25	01/01/2025	12/31/2029
BUNDLE - ACQUISITION	73840	AXON EVIDENCE - ECOM LICENSE - BASIC	25	01/01/2025	12/31/2029
Pro License Bundle	73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	12	01/01/2025	12/31/2029
Pro License Bundle	73746	AXON EVIDENCE - ECOM LICENSE - PRO	4	01/01/2025	12/31/2029

Services

Bundle	Item	Description	QTY
A la Carte	80146	AXON BODY - PSO - VIRTUAL STARTER	1

Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
BUNDLE - ACQUISITION	80464	AXON BODY - TAP WARRANTY - CAMERA	25	12/01/2025	12/31/2029
BUNDLE - ACQUISITION	80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	3	12/01/2025	12/31/2029
A la Carte	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	18	12/01/2025	12/31/2029

Shipping Locations

Location Number	Street	City	State	Zip	Country
1	84 Courthouse Sq	Livingston	VA	22949-2359	USA

Payment Details

Dec 2024						
Invoice Plan		Item	Description	Qty	Subtotal	Tax Total
Annual Payment 1a		100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	25	\$123.90	\$0.00 \$123.90
Annual Payment 1a		100206	AXON BODY 4 - 8 BAY DOCK	3	\$27.93	\$0.00 \$27.93
Annual Payment 1a		100466	AXON BODY 4 - CABLE - USB-C TO USB-C	28	\$0.49	\$0.00 \$0.49
Annual Payment 1a		100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE	25	\$9.75	\$0.00 \$9.75
Annual Payment 1a		11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE	28	\$5.12	\$0.00 \$5.12
Annual Payment 1a		70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	3	\$0.77	\$0.00 \$0.77
Annual Payment 1a		70112	AXON SIGNAL - SIGNAL UNIT	18	\$50.22	\$0.00 \$50.22
Annual Payment 1a		70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT	18	\$4.50	\$0.00 \$4.50
Annual Payment 1a		71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	3	\$0.21	\$0.00 \$0.21
Annual Payment 1a		73309	AXON BODY - TAP REFRESH 1 - CAMERA	25	\$133.97	\$0.00 \$133.97
Annual Payment 1a		73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	12	\$0.00	\$0.00 \$0.00
Annual Payment 1a		73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	25	\$237.47	\$0.00 \$237.47
Annual Payment 1a		73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY	3	\$30.19	\$0.00 \$30.19
Annual Payment 1a		73746	AXON EVIDENCE - ECOM LICENSE - PRO	4	\$103.99	\$0.00 \$103.99
Annual Payment 1a		73840	AXON EVIDENCE - ECOM LICENSE - BASIC	25	\$142.47	\$0.00 \$142.47
Annual Payment 1a		80146	AXON BODY - PSO - VIRTUAL STARTER	1	\$20.00	\$0.00 \$20.00
Annual Payment 1a		80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	18	\$11.73	\$0.00 \$11.73
Annual Payment 1a		80464	AXON BODY - TAP WARRANTY - CAMERA	25	\$78.80	\$0.00 \$78.80
Annual Payment 1a		80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	3	\$14.87	\$0.00 \$14.87
Total					\$996.38	\$0.00 \$996.38

Jul 2025						
Invoice Plan		Item	Description	Qty	Subtotal	Tax Total
Annual Payment 1b		100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	25	\$2,354.15	\$0.00 \$2,354.15
Annual Payment 1b		100206	AXON BODY 4 - 8 BAY DOCK	3	\$530.73	\$0.00 \$530.73
Annual Payment 1b		100466	AXON BODY 4 - CABLE - USB-C TO USB-C	28	\$9.31	\$0.00 \$9.31
Annual Payment 1b		100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE	25	\$185.25	\$0.00 \$185.25
Annual Payment 1b		11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE	28	\$97.20	\$0.00 \$97.20
Annual Payment 1b		70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	3	\$14.61	\$0.00 \$14.61
Annual Payment 1b		70112	AXON SIGNAL - SIGNAL UNIT	18	\$954.18	\$0.00 \$954.18
Annual Payment 1b		70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT	18	\$85.50	\$0.00 \$85.50
Annual Payment 1b		71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	3	\$3.92	\$0.00 \$3.92
Annual Payment 1b		73309	AXON BODY - TAP REFRESH 1 - CAMERA	25	\$2,545.48	\$0.00 \$2,545.48
Annual Payment 1b		73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	12	\$0.00	\$0.00 \$0.00
Annual Payment 1b		73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	25	\$4,512.01	\$0.00 \$4,512.01

Jul 2025							
Invoice Plan		Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 1b		73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY	3	\$573.65	\$0.00	\$573.65
Annual Payment 1b		73746	AXON EVIDENCE - ECOM LICENSE - PRO	4	\$1,975.85	\$0.00	\$1,975.85
Annual Payment 1b		73840	AXON EVIDENCE - ECOM LICENSE - BASIC	25	\$2,706.88	\$0.00	\$2,706.88
Annual Payment 1b		80146	AXON BODY - PSO - VIRTUAL STARTER	1	\$380.00	\$0.00	\$380.00
Annual Payment 1b		80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	18	\$222.88	\$0.00	\$222.88
Annual Payment 1b		80464	AXON BODY - TAP WARRANTY - CAMERA	25	\$1,497.30	\$0.00	\$1,497.30
Annual Payment 1b		80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	3	\$282.55	\$0.00	\$282.55
Total					\$18,931.45	\$0.00	\$18,931.45

Jul 2026							
Invoice Plan		Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 2		100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	25	\$2,478.05	\$0.00	\$2,478.05
Annual Payment 2		100206	AXON BODY 4 - 8 BAY DOCK	3	\$558.66	\$0.00	\$558.66
Annual Payment 2		100466	AXON BODY 4 - CABLE - USB-C TO USB-C	28	\$9.80	\$0.00	\$9.80
Annual Payment 2		100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE	25	\$195.00	\$0.00	\$195.00
Annual Payment 2		11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE	28	\$102.31	\$0.00	\$102.31
Annual Payment 2		70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	3	\$15.38	\$0.00	\$15.38
Annual Payment 2		70112	AXON SIGNAL - SIGNAL UNIT	18	\$1,004.40	\$0.00	\$1,004.40
Annual Payment 2		70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT	18	\$90.00	\$0.00	\$90.00
Annual Payment 2		71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	3	\$4.12	\$0.00	\$4.12
Annual Payment 2		73309	AXON BODY - TAP REFRESH 1 - CAMERA	25	\$2,679.45	\$0.00	\$2,679.45
Annual Payment 2		73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	12	\$0.00	\$0.00	\$0.00
Annual Payment 2		73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	25	\$4,749.50	\$0.00	\$4,749.50
Annual Payment 2		73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY	3	\$603.85	\$0.00	\$603.85
Annual Payment 2		73746	AXON EVIDENCE - ECOM LICENSE - PRO	4	\$2,079.84	\$0.00	\$2,079.84
Annual Payment 2		73840	AXON EVIDENCE - ECOM LICENSE - BASIC	25	\$2,849.35	\$0.00	\$2,849.35
Annual Payment 2		80146	AXON BODY - PSO - VIRTUAL STARTER	1	\$400.00	\$0.00	\$400.00
Annual Payment 2		80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	18	\$234.61	\$0.00	\$234.61
Annual Payment 2		80464	AXON BODY - TAP WARRANTY - CAMERA	25	\$1,576.10	\$0.00	\$1,576.10
Annual Payment 2		80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	3	\$297.43	\$0.00	\$297.43
Total					\$19,927.85	\$0.00	\$19,927.85

Jul 2027							
Invoice Plan		Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 3	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	25	\$2,478.05	\$0.00	\$2,478.05	
Annual Payment 3	100206	AXON BODY 4 - 8 BAY DOCK	3	\$558.66	\$0.00	\$558.66	
Annual Payment 3	100466	AXON BODY 4 - CABLE - USB-C TO USB-C	28	\$9.80	\$0.00	\$9.80	
Annual Payment 3	100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE	25	\$195.00	\$0.00	\$195.00	
Annual Payment 3	11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE	28	\$102.31	\$0.00	\$102.31	
Annual Payment 3	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	3	\$15.38	\$0.00	\$15.38	
Annual Payment 3	70112	AXON SIGNAL - SIGNAL UNIT	18	\$1,004.40	\$0.00	\$1,004.40	
Annual Payment 3	70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT	18	\$90.00	\$0.00	\$90.00	
Annual Payment 3	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	3	\$4.12	\$0.00	\$4.12	
Annual Payment 3	73309	AXON BODY - TAP REFRESH 1 - CAMERA	25	\$2,679.45	\$0.00	\$2,679.45	
Annual Payment 3	73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	12	\$0.00	\$0.00	\$0.00	

Jul 2027

Invoice Plan		Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 3	73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)		25	\$4,749.50	\$0.00	\$4,749.50
Annual Payment 3	73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY		3	\$603.85	\$0.00	\$603.85
Annual Payment 3	73746	AXON EVIDENCE - ECOM LICENSE - PRO		4	\$2,079.84	\$0.00	\$2,079.84
Annual Payment 3	73840	AXON EVIDENCE - ECOM LICENSE - BASIC		25	\$2,849.35	\$0.00	\$2,849.35
Annual Payment 3	80146	AXON BODY - PSO - VIRTUAL STARTER		1	\$400.00	\$0.00	\$400.00
Annual Payment 3	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT		18	\$234.61	\$0.00	\$234.61
Annual Payment 3	80464	AXON BODY - TAP WARRANTY - CAMERA		25	\$1,576.10	\$0.00	\$1,576.10
Annual Payment 3	80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK		3	\$297.43	\$0.00	\$297.43
Total					\$19,927.85	\$0.00	\$19,927.85

Jul 2028

Invoice Plan		Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 4	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK		25	\$2,478.05	\$0.00	\$2,478.05
Annual Payment 4	100206	AXON BODY 4 - 8 BAY DOCK		3	\$558.66	\$0.00	\$558.66
Annual Payment 4	100466	AXON BODY 4 - CABLE - USB-C TO USB-C		28	\$9.80	\$0.00	\$9.80
Annual Payment 4	100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE		25	\$195.00	\$0.00	\$195.00
Annual Payment 4	11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE		28	\$102.31	\$0.00	\$102.31
Annual Payment 4	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY		3	\$15.38	\$0.00	\$15.38
Annual Payment 4	70112	AXON SIGNAL - SIGNAL UNIT		18	\$1,004.40	\$0.00	\$1,004.40
Annual Payment 4	70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT		18	\$90.00	\$0.00	\$90.00
Annual Payment 4	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA		3	\$4.12	\$0.00	\$4.12
Annual Payment 4	73309	AXON BODY - TAP REFRESH 1 - CAMERA		25	\$2,679.45	\$0.00	\$2,679.45
Annual Payment 4	73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE		12	\$0.00	\$0.00	\$0.00
Annual Payment 4	73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)		25	\$4,749.50	\$0.00	\$4,749.50
Annual Payment 4	73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY		3	\$603.85	\$0.00	\$603.85
Annual Payment 4	73746	AXON EVIDENCE - ECOM LICENSE - PRO		4	\$2,079.84	\$0.00	\$2,079.84
Annual Payment 4	73840	AXON EVIDENCE - ECOM LICENSE - BASIC		25	\$2,849.35	\$0.00	\$2,849.35
Annual Payment 4	80146	AXON BODY - PSO - VIRTUAL STARTER		1	\$400.00	\$0.00	\$400.00
Annual Payment 4	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT		18	\$234.61	\$0.00	\$234.61
Annual Payment 4	80464	AXON BODY - TAP WARRANTY - CAMERA		25	\$1,576.10	\$0.00	\$1,576.10
Annual Payment 4	80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK		3	\$297.43	\$0.00	\$297.43
Total					\$19,927.85	\$0.00	\$19,927.85

Jul 2029

Invoice Plan		Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 5	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK		25	\$2,478.05	\$0.00	\$2,478.05
Annual Payment 5	100206	AXON BODY 4 - 8 BAY DOCK		3	\$558.66	\$0.00	\$558.66
Annual Payment 5	100466	AXON BODY 4 - CABLE - USB-C TO USB-C		28	\$9.80	\$0.00	\$9.80
Annual Payment 5	100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE		25	\$195.00	\$0.00	\$195.00
Annual Payment 5	11507	AXON BODY - MOUNT - RAPIDLOCK SINGLE MOLLE		28	\$102.31	\$0.00	\$102.31
Annual Payment 5	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY		3	\$15.38	\$0.00	\$15.38
Annual Payment 5	70112	AXON SIGNAL - SIGNAL UNIT		18	\$1,004.40	\$0.00	\$1,004.40
Annual Payment 5	70117	AXON SIGNAL - CABLE ASSEMBLY - SIGNAL UNIT		18	\$90.00	\$0.00	\$90.00
Annual Payment 5	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA		3	\$4.12	\$0.00	\$4.12
Annual Payment 5	73309	AXON BODY - TAP REFRESH 1 - CAMERA		25	\$2,679.45	\$0.00	\$2,679.45

Jul 2029

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 5	73663	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	12	\$0.00	\$0.00	\$0.00
Annual Payment 5	73666	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	25	\$4,749.50	\$0.00	\$4,749.50
Annual Payment 5	73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY	3	\$603.85	\$0.00	\$603.85
Annual Payment 5	73746	AXON EVIDENCE - ECOM LICENSE - PRO	4	\$2,079.84	\$0.00	\$2,079.84
Annual Payment 5	73840	AXON EVIDENCE - ECOM LICENSE - BASIC	25	\$2,849.35	\$0.00	\$2,849.35
Annual Payment 5	80146	AXON BODY - PSO - VIRTUAL STARTER	1	\$400.00	\$0.00	\$400.00
Annual Payment 5	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	18	\$234.61	\$0.00	\$234.61
Annual Payment 5	80464	AXON BODY - TAP WARRANTY - CAMERA	25	\$1,576.10	\$0.00	\$1,576.10
Annual Payment 5	80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	3	\$297.43	\$0.00	\$297.43
Total				\$19,927.85	\$0.00	\$19,927.85

Tax is estimated based on rates applicable at date of quote and subject to change at time of invoicing. If a tax exemption certificate should be applied, please submit prior to invoicing.

Standard Terms and Conditions

Axon Enterprise Inc. Sales Terms and Conditions

Axon Master Services and Purchasing Agreement:

This Quote is limited to and conditional upon your acceptance of the provisions set forth herein and Axon's Master Services and Purchasing Agreement (posted at <https://www.axon.com/sales-terms-and-conditions>), as well as the attached Statement of Work (SOW) for Axon Fleet and/or Axon Interview Room purchase, if applicable. In the event you and Axon have entered into a prior agreement to govern all future purchases, that agreement shall govern to the extent it includes the products and services being purchased and does not conflict with the Axon Customer Experience Improvement Program Appendix as described below.

ACEIP:

The Axon Customer Experience Improvement Program Appendix, which includes the sharing of de-identified segments of Agency Content with Axon to develop new products and improve your product experience (posted at www.axon.com/legal/sales-terms-and-conditions), is incorporated herein by reference. By signing below, you agree to the terms of the Axon Customer Experience Improvement Program.

Acceptance of Terms:

Any purchase order issued in response to this Quote is subject solely to the above referenced terms and conditions. By signing below, you represent that you are lawfully able to enter into contracts. If you are signing on behalf of an entity (including but not limited to the company, municipality, or government agency for whom you work), you represent to Axon that you have legal authority to bind that entity. If you do not have this authority, please do not sign this Quote.

Exceptions to Standard Terms and Conditions

To satisfy the JAG grant requirements, the total for a 9 month term of AXON BODY - TAP WARRANTY - CAMERA will be \$1,542.99.

Signature

Date Signed

8/20/2024





RE: October 8th BOS Request

From Grace Mawyer <gmawyer@nelsoncounty.org>

Date Fri 9/20/2024 12:41 PM

To Mark Embrey <membrey@nelsoncounty.org>

Cc Linda Staton <lstaton@nelsoncounty.org>

Good afternoon,

Thank you for including me in the Motorola meeting! I learned a lot and it was very beneficial information to have as the subject moves forward.

Regarding the additional locally-funded position, I have run some numbers for the benefits (for 6 months for FY25):

Annual salary:	\$ 50,165		
6 months' salary:	\$ 25,083		
Benefits:			
FICA	\$ 1,919		
VRS	\$ 2,701		
GLI (group life ins.)	\$ 296		
Total (excluding health ins.)	\$ 4,916		
Total salary & benefits with no health ins	\$ 29,999		
			Total with Health Ins.
6 months Key Advantage 250 Family Comp. Dental	\$ 8,214		\$ 38,213
6 months High Deductible Single Preventative	\$ 3,990		\$ 33,989

With no health insurance included, the cost to the County would be \$29,999 for 6 months. I have included 2 different health insurance scenarios for our high and low estimates: if the employee were to choose our Key Advantage 250 Family Comprehensive Dental plan, the total cost to the County would then be \$38,213 for 6 months. If he/she were to choose our High Deductible Single Preventative plan, the cost would be \$33,989.

I have included Linda on this email just in case she would like to add anything I may have missed.

Please let me know if you have any questions or need any additional information.

Best,
Grace

From: Mark Embrey

Sent: Thursday, September 19, 2024 9:13 AM

To: Grace Mawyer <gmawyer@nelsoncounty.org>

Subject: October 8th BOS Request

DATE: October 4, 2024

RE: October 8, 2024 Agenda Item VI C 2. Speed Enforcement Position Request - **Additional Information**

Sheriff Embrey has provided local revenue amounts from the General District Court system which co-mingles the revenue categories budgeted below. Only Court Fines and Forfeiture revenue should be considered as funds that can be used to offset the cost of the proposed new position. \$180,000.00 is budgeted for Court Fines and Forfeitures and covers current budgeted expenditures. Any amounts in excess of this could be considered as offsetting to the costs of the proposed new position. At the current rate of collection YTD through October (revenues are posted the first few days of the month), this revenue is tracking higher than budgeted at \$219,534; a difference of \$39,534. **If this comes in as projected, it would cover the half-year cost of \$38,213 on the high end of the salary and benefits calculation provided by Finance and HR.** A full year of this position would equate to \$76,426 based on FY25 salary and benefit factors. See Budget Report Below:

```
10/04/2024 15:02 GL060 NELSON COUNTY PAGE 1
REVENUE SUMMARY
--DETAIL-- 7/01/2024 - 10/01/2024 --DETAIL--

FUND #-100 ***GENERAL FUND REVENUE***
MAJOR BUDGET APPR. CURRENT Y-T-D %
ACCT# DESCRIPTION AMOUNT AMOUNT AMOUNT AMOUNT BALANCE REMAIN.
-----
1401 ***COURT FINES & FORFEITURES***
0001 Court Fines & Forfeitures 180,000.00 180,000.00 39,697.58 73,178.33 106,821.67 59.34
0234 Jail Admission Fee 1,750.00 1,750.00 221.01 603.59 1,146.41 65.50
0244 Courthouse Security Fund 50,000.00 50,000.00 12,817.89 24,392.73 25,607.27 51.21
0250 Courthouse Construction Fees 9,400.00 9,400.00 2,182.95 4,169.12 5,230.88 55.64
***COURT FINES & FORFEITURES*** 241,150.00 241,150.00 54,919.43 102,343.77 138,806.23 57.56
-----
REVENUE FROM LOCAL SOURCES 241,150.00 241,150.00 54,919.43 102,343.77 138,806.23 57.56
--FUND TOTAL-- 241,150.00 241,150.00 54,919.43 102,343.77 138,806.23 57.56|
```

FW: Local Revenue

Jennifer Thomas <jthomas@nelsoncounty.org>

Mon 9/9/2024 3:57 PM

To: Mark Embrey <membrey@nelsoncounty.org>

From: Tiffany Barker <tbarker@vacourts.gov>

Sent: Monday, September 9, 2024 3:55 PM

To: Jennifer Thomas <jthomas@nelsoncounty.org>

Subject: Local Revenue

Hello,

Revenue amounts listed below. Of those months, Brookins had court in Feb, April, June, July. February is the only one I can tell what his total would be since he only had two cases. That amount is \$410. If he needs an estimate of his only, he's welcome to come to the clerks office and I can sign him into one of our computers so he can go through his dockets.

Revenue for local fines

Jan - \$15382.84

Feb-\$12666.05

March-\$17360.75

April-\$16851.87

May-\$16951.76

June-\$15280.81

July-\$21601.02

Aug-\$17339.22

Total-\$133.434.32

Revenue for local costs

Jan-\$6738.09

Feb-\$7636.47

March-\$8003.37

April-\$9145.96

May-\$8694.51

June-\$7692.60

July-\$9952.11

Aug-\$8030.55

Total-\$65893.66

Sincerely,

Tiffany Barker

Deputy Clerk

Nelson County General District Court

(434) 263-7040, ext. 0

Mr. George Cheape, Chair
East District

Mrs. Janet Turner-Giles, Trustee
North District

Mrs. Shannon Powell, Trustee
West District

NELSON
— PUBLIC —



COUNTY
— SCHOOLS —

Mrs. Margaret Clair, Vice Chair
Central District

Mr. Cesar Perkins, Trustee
South District

Dr. Amanda C. Hester
Division Superintendent

Nelson County Public Schools

10/3/2024

To: Sheriff Mark Embrey
Nelson County Sheriff's Office

From: Taylor Ashley - Supervisor of Transportation
Nelson County Public Schools



RE: School Bus Passing Survey Results

We attempted to record this data from Tuesday September 17 until Friday September 27, 2024. Unfortunately there was no school on Thursday September 26 and Friday September 27, 2024. Therefore the results only reflect Tuesday September 17, 2024 until Wednesday September 25, 2024.

Total of 6 days

32 instances were noted by 12 drivers in this time span.
Problem areas noted were:

RED = 4+ reported instances **Orange** = 2-3 reported instances **Yellow** = at least 1 instance

Thomas Nelson Highway (Rt. 29):

- Northbound and southbound between Village Inn and the Stop light
- Southbound at Davis Creek Lane
- Southbound at Orchard Park Lane
- Northbound at Stagebridge Rd

Rockfish Valley Hwy (Rt. 151):

- 6000 block of Rockfish Valley Hwy - between Rockfish School Ln and Ashley's Market
- 9000 block of Rockfish Valley Hwy - between Brewing Tree and Afton Market
- Nellysford - area between IGA and Stoney Creek Entrance

Patrick Henry Hwy (Rt. 151):

- 7500 Patrick Henry Hwy - happens an average of 3 days a week in the afternoons

River Rd (Rt. 6):

- Blue Ridge Ln

James River Rd (Rt. 56):

- Between Helena Lane and Shipman VDOT

Fwd: Cars passing stopped school buses

Jeremiah Templeton <jtempleton@nelsoncounty.org>

Thu 8/22/2024 5:06 PM

To:Deputies <deputies@nelsoncounty.org>

This is a more specific location and time frame for everyone to focus on right now with the schools communicating with us for assistance.

From: Jeremiah Templeton <jtempleton@nelson.k12.va.us>

Date: August 22, 2024 at 5:01:53 PM EDT

To: "Ashley, Taylor" <tashley@nelson.k12.va.us>

Cc: Mark Embrey <membrey@nelsoncounty.org>, Keith Brown <kbrown@nelson.k12.va.us>, Curtis Brandon <cbrandon@nelson.k12.va.us>, James Walz <jwalz@nelson.k12.va.us>, William Brown <wbrown@nelson.k12.va.us>

Subject: Re: Cars passing stopped school buses

Yes and I will pass this along to the road deputies as well.

Sent from my iPhone

On Aug 22, 2024, at 11:30 AM, Ashley, Taylor <tashley@nelson.k12.va.us> wrote:

Will do, thank you!

Taylor Ashley

Supervisor of Transportation

Nelson County Public Schools

tashley@nelson.k12.va.us

434-263-5095 opt. 4 - office

434-459-1485 - cell

7002 - internal extension



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please contact the sender by reply e-mail and destroy all copies of the original message.

On Thu, Aug 22, 2024 at 11:30 AM Mark Embrey

<membrey@nelsoncounty.org> wrote:

Hi Taylor,

Thank you very much for the email, and for providing us with this information. We will continue our efforts to provide a constant visibility on the Route 151 corridor during these timeframes. Please keep me updated on complaints from Bus Drivers and the general public as you receive them.

Sheriff Mark Embrey
Nelson County Sheriff's Office
84 Courthouse Square
Lovingston, VA 22949

Office (434) 263-7051
Fax 434-263-7056

<Outlook-rgt5tm23.png>

From: Ashley, Taylor <tashley@nelson.k12.va.us>

Sent: Thursday, August 22, 2024 11:20 AM

To: Mark Embrey <membrey@nelsoncounty.org>; Jeremiah Templeton <jtempleton@nelson.k12.va.us>; Keith Brown <kbrown@nelson.k12.va.us>; Curtis Brandon <cbrandon@nelson.k12.va.us>; James Walz <jwalz@nelson.k12.va.us>; William Brown <wbrown@nelson.k12.va.us>

Subject: Cars passing stopped school buses

Good Morning Folks,

I have gotten several reports from my drivers in the Greenfield/Afton area of 151 of vehicles passing their stopped buses.

Specifically in the stretch of 151 from Rockfish School Lane to Chapel Hollow Rd.

Bus 52, one of our Middle/High School buses has reported multiple vehicles every day for the last 3 days passing her while stopped at 6078, 6144, 6390 Rockfish Valley Highway. Thankfully I have these stops on 151 as doorside stops, meaning that the student does not have to cross 151.

The approximate time frame is between 3:50 pm and 4:20 pm.

I also have an elementary bus, Bus 21, from Rockfish that comes through the same area between 3:00pm and 3:30pm.

Let me know if I can provide any other information you may need. Thank you all for everything you do for us and our students.

Taylor Ashley

Supervisor of Transportation

Nelson County Public Schools

tashley@nelson.k12.va.us

434-263-5095 opt. 4 - office

434-459-1485 - cell

7002 - internal extension



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BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District



CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-72
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF ADDENDUM TO FINANCIAL ADVISORY AGREEMENT,
DAVENPORT & COMPANY LLC

WHEREAS, Nelson County entered into a Financial Advisory Agreement with Davenport & Company, LLC (Davenport) dated March 9, 2021 for the purpose of ongoing debt capacity and affordability analyses; and

WHEREAS, the Board of Supervisors and County staff wish to engage Davenport in assisting in the development, review and presentation of Financial Policy Guidelines including policy objectives, fund balance, and other areas of County management as requested;

NOW THEREFORE BE IT RESOLVED, that the Nelson County Board of Supervisors hereby authorizes the County Administrator to execute the Addendum to the Financial Policy Agreement included herewith, for the provision of financial advisory services incorporating the development of a series of financial policy guidelines; and

BE IT FURTHER RESOLVED, that these services will be performed for a not-to-exceed amount of \$31,200 including administrative expenses.

Adopted: _____

Attest: _____, Clerk
Nelson County Board of Supervisors

Ms. Candy McGarry
County Administrator
Nelson County
P.O. Box 336
Lovington, VA 22949

Dear Candy:

On behalf of my colleagues at Davenport, we are pleased to provide this Addendum to our Financial Advisory Agreement with Nelson County, VA (the “County”) dated March 9, 2021 to provide financial advisory services to the County in conjunction with the development of a series of financial policy guidelines.

Scope of Work

In conjunction with the ongoing Debt Capacity and Affordability Analyses, County staff has requested that Davenport assist in the development, review, and presentation of Financial Policy Guidelines including policy objectives, fund balance, and other areas of County management as requested by County staff. Davenport will perform the following services, among others as desired by the County, in connection with development and implementation of Financial Policy Guidelines:

- Review existing Financial Policies, if any (i.e., both Formal and Informal).
- Provide a comparison to other local governments as benchmarks for the County to evaluate and consider the appropriate policy levels for key financial ratios.
- Review financial information from the County’s FY 2023 Audited Financial Statements and the County’s FY 2024 and FY 2025 Adopted Budgets in relation to developing the recommended Financial Policy Guidelines.
- Prepare draft written Financial Policy Guidelines.
- Attend meeting(s) with County staff and County Board to review, present, amend, and finalize the draft Financial Policy Guidelines for the County Board’s consideration and adoption.

Compensation, Additional Tasks & Termination

For the services outlined above, Davenport will charge based on the hourly rates reflected in our Financial Advisory Agreement subject to a not-to-exceed fee of \$30,000. Davenport charges an additional fee of 4% of the financial advisory fee amount. Customary direct out-of-pocket expenses including mileage, at the prevailing federal rate, meals and lodging will be billed at cost.

Additional tasks associated with this engagement can be added to this addendum as needed. Additional compensation will be negotiated and memorialized accordingly.

The County or Davenport may terminate this agreement at any time upon thirty (30) days written notice without cause. Davenport will be reimbursed for services and expenses provided prior to termination.

Sincerely,

Accepted By:



Roland Kooch
Senior Vice President
Davenport Public Finance

Signature

Date

(1) New Vacancies/Expiring Seats & New Applicants :

<u>Board/Commission</u>	<u>Term Expiring</u>	<u>Term & Limit Y/N</u>	<u>Incumbent</u>	<u>Re-appointment</u>	<u>Applicant(s)</u>
Planning Commission - East District	6/30/2026	4 Year Term / No Limits	Charles Amante	N - Resigned	William Smith
Board of Zoning Appeals (Active PC member)	11/1/2024	5 Year Term / No Term Limits	Mary Kathryn Allen	N	Philippa Proulx - PC member

(2) Existing Vacancies:

<u>Board/Commission</u>	<u>Terms Expired</u>				

NELSON COUNTY PLANNING COMMISSION

NAME, ADDRESS & PHONE

TERM EXPIRATION

Phillipa Proulx – **North District**
950 Avon Road
Afton, VA 22920
(540) 456-6849 (H)
proulx@cfw.com

June 30, 2026

Robin Hauschner- **Central District**
403 Perry Lane
Lovingston, VA 22949
(434) 989-8899
robin.hauschner@gmail.com

June 30, 2026

Charles Amante- **East District**
401 River Trail
Shipman, VA 22971
(703) 269-8586 (H)
amantemail@gmail.com

June 30, 2026

Mary Kathryn Allen- **South District**
7763 Richmond Hwy.
Gladstone, VA 24553
(434) 933-8214 (H)
(434) 942-7695 (W)
mkdallen01@gmail.com

June 30, 2028

Michael E. Harman – **West District**
2828 Embly's Gap Road
Roseland, VA 22967
(434) 277-5016 (H)
koms@lynchburg.net

June 30, 2028

Ernie Reed – **BOS Liaison**
971 Rainbow Ridge Road
Faber, VA 22938
(434) 249-8330 (C)
ereed@nelsoncounty.org

December 31, 2024

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.

NELSON COUNTY BOARDS AND COMMISSIONS APPLICATION FORM

Subject: Appointments - Statement of Interest Form

Completing this form is one way to indicate your interest in being considered for appointment to some of the Boards, Commissions and Committees appointed by the Board of Supervisors. All appointments remain at the discretion of the Board of Supervisors.

Please complete and mail this form to:

Nelson County Board of Supervisors
Attention: Stephen A. Carter, Clerk of Board
Post Office Box 336
Lovingston, VA 22949

or fax to (434) 263-7004

Date 10/1/24Mr. ☒ Mrs. ☐ Ms. ☐Name: William Smith

List a maximum of three (3) Boards on which you are interested in serving.

1. Planning Commission / East
2. _____
3. _____

Home Address: 17 Pine Ridge Rd.
Faber VA 22938

Occupation: Manager Employed by: City of CharlottesvilleHome Phone No.: 540-241-8211 Business Phone No.: 434-970-3852Fax No.: _____ E-Mail Address: WSmith@nelsoncounty.orgDo you live in Nelson County? Yes ☒ No ☐Are you currently a member of a County Board, Commission, Committee or Authority? Yes ☒ No ☐

If yes, list the Board(s):

Electoral Board

What talent(s) and/or experience can you bring to the Board(s)?

I have 20 years experience in the
construction industry involving both municipal and
private projects.

What do you feel you can contribute to the Board(s) and to the community that may not be evident from information already on this form?

Experience in both private and municipal
projects/development.

Please use this space for any additional information you would like to provide:

A resume or separate sheet with additional information may be included.

ATTENDANCE REQUIREMENTS

Section 2-153, Absences, Chapter 2, Administration, Article V. Appointments for Boards and Commissions of the Nelson County Code, an appointee of the Board of Supervisors who either (a) fails, during a calendar year, to attend seventy-five percent of the regular meetings of the board or commission of which he/she is a member, or (b) is absent for three consecutive regular meetings, shall be deemed to have tendered his/her resignation from such position. The Board of Supervisors may accept such resignation by appointing another person to fill the position.

In light of the above, will you be able to attend at least 75% of the regular meetings of the boards to which you may be appointed?

Yes ☒ No ☐

BOARD OF ZONING APPEALS
Board Appoints & Recommends Certification by the Circuit Court

<u>Name & Address</u>	<u>Term Expiration Date</u>
Angela Jones 148 Miles Lane Faber, VA 22938 H 434-995-9441 ajjones9267@gmail.com	November 11, 2026
Carole Saunders 1610 Wilson Hill Rd. Arrington, VA 22922 H (434) 263-4976 carolevar@aol.com	November 9, 2028
W. Jerrold Samford 302 Bellevette Place Arrington, VA 22922 (804) 314-7291 jerry.samford@troutman.com	November 11, 2027
Mary Kathryn Allen (Active PC Member) 7763 Richmond Hwy. Gladstone, VA 24553 (434) 933-8214 mkallen@vaems.org	November 1, 2024
Shelby Bruguiera 1339 Stoney Creek West Nellysford VA 22958 540-456-6778 (H) Shelby@DickieBros.com	November 10, 2025
Mary Cunningham (Alternate) 171 Joshua Lane Afton, VA 22920 434-882-1587 (H) mscsherpa@gmail.com	March 30, 2025

BOARD OF ZONING APPEALS

Board Recommends Appointment to the Circuit Court.

Established: by Article 14 of the Nelson County Code,

Composition: 5 members and an alternate recommended by the BOS and appointed by the Nelson Circuit Court, 1 of which is an active Planning Commission member.

Term of Office: 5 years; No Term Limits

Summary of Duties:

To hear and decide applications for Special Use Permits where authorized by Ordinance including deciding interpretation of the district map where there is uncertainty as to location or boundary. To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to public interest.

Meetings:

Meetings are held at the call of the Chairman or at such times as a quorum of the board may determine. Members serve on a volunteer basis without pay other than for travel expenses.

Subject: Appointments - Statement of Interest Form

Please complete and mail this form to:

or fax to (434) 263-7004 or email aspivey@nelsoncounty.org

Name: PHILIPPA PROULX

1. BOARD OF ZONING APPEALS

2 _____

Home Address: 950 AVON RD
AFTON VA 22920

Occupation: RETIRED Employed by: _____

Home Phone No.: 540 456 6849 Business Phone No.: —

Fax No.: _____ E-Mail Address: PROUX@LUMOS.NET

Do you live in Nelson County? Yes ☒ No ☐

Are you currently a member of a County Board, Commission, Committee or Authority? Yes ☒ No ☐

If yes, list the Board(s):

PLANNING COMMISSION

What talent(s) and/or experience can you bring to the Board(s)?

30+ YEARS ON PLANNING COMMISSION

RAN A SMALL BUSINESS

What do you feel you can contribute to the Board(s) and to the community that may not be evident from information already on this form?

Please use this space for any additional information you would like to provide:

A resume or separate sheet with additional information may be included.

ATTENDANCE REQUIREMENTS

Section 2-153, Absences, Chapter 2, Administration, Article V. Appointments for Boards and Commissions of the Nelson County Code, an appointee of the Board of Supervisors who either (a) fails, during a calendar year, to attend seventy-five percent of the regular meetings of the board or commission of which he/she is a member, or (b) is absent for three consecutive regular meetings, shall be deemed to have tendered his/her resignation from such position. The Board of Supervisors may accept such resignation by appointing another person to fill the position.

In light of the above, will you be able to attend at least 75% of the regular meetings of the boards to which you may be appointed?

Yes ☒ No ☐

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
NELSON COUNTY BOARD OF SUPERVISORS**

In accordance with Volume 3A, Title 15.2, Counties, Cities and Towns, of the Code of Virginia, 1950, as amended, and pursuant to §15.2-107, §15.2-2204, §15.2-2285, §15.2-2310 and §15.2-4307, the Nelson County Board of Supervisors hereby gives notice that a Public Hearing will start at **7:00 p.m., Tuesday, October 8, 2024** in the **General District Courtroom** on the third floor of the Nelson County Courthouse located at 84 Courthouse Square, Lovingson.

Public Hearing(s):

1. Special Use Permit #24-0213 – Public Garage

Consideration of a Special Use Permit application requesting County approval to allow a public garage on a property zoned A-1 Agricultural. The subject property is located at Tax Map Parcel #92-2-6, addressed 4365 Tye River Rd in Amherst. The subject property is 5.365 acres and is owned by Donna and Jay Hogston.

Copies of the above files are available for review in the Dept. of Planning & Zoning office, 80 Front Street, Lovingson, Virginia, Monday through Friday, 8:00 a.m. to 4:00 p.m., or the Office of the County Administrator, 84 Courthouse Square, Monday through Friday, 9:00 a.m. to 5:00 p.m. For more information, call the County Administrator's Office at (434) 263-7000. EOE.

BY AUTHORITY OF NELSON COUNTY BOARD OF SUPERVISORS

Nelson County Planning & Zoning

To: Board of Supervisors

From: Dylan M. Bishop, Director of Planning & Zoning *DMB*

Date: October 8, 2024

Re: SUP #2400213 – Public Garage – 4365 Tye River Road

BACKGROUND: This is a request for a special use permit for a public garage use on property zoned A-1 Agriculture.

Public Hearings Scheduled: PC – September 25; BOS – October 8

Location / Election District: 4365 Tye River Road / South District

Tax Map Number(s) / Total Acreage: 92-2-6 / 5.37 acre +/- total

Applicant/Owner Contact Information: Donna & Jay Hogston, 4365 Tye River Road, Amherst, VA 24521, (540) 448-8005 / (434) 907-9440, dgogston@gmail.com / cobrajh69yahoo.com

Comments: The owners are proposing to construct a 1,200 sf garage to utilize for automotive repair of 2-3 vehicles a year. The owners reside on the subject property and all vehicles will be screened from adjacent properties and roadways. A public garage is defined as “a building or portion thereof, other than a private garage, designed or used for servicing, repairing, equipping, renting, selling, or storing motor-driven vehicles.” Private garages are accessory to dwellings and utilized for storage only.

DISCUSSION:

Land Use / Floodplain: This area is primarily agricultural and low density residential in nature. Zoning in the vicinity is A-1 Agriculture, and the adjacent lots are currently undeveloped. There are no floodplains or streams located on this property.

Access / Traffic / Parking: The property is accessed by an existing entrance from Tye River Road and requires no improvements.

Utilities: There are no utilities proposed or required for the requested use.

Comprehensive Plan: This property is located in a Rural Area as designated by the Nelson 2042 Future Land Use Map. The core concept is to ensure the protection of the County’s rural landscape and economy by maintaining open space, scenic views, and agricultural uses with compatible low density residential uses.

Recommendation: At their meeting on September 25, the Planning Commission recommended approval (6-0) of SUP #240213 for a public garage with the following conditions:

1. There shall be no more than 5 project vehicles located on the property at one time.
2. All vehicles and equipment shall be screened from view by adjacent properties and roadways.

All applications for Special Use Permits shall be reviewed using the following criteria:

- a. The use shall not tend to change the character and established pattern of development of the area or community in which it proposes to locate;
- b. The use shall be in harmony with the uses permitted by right in the zoning district and shall not affect adversely the use of neighboring property;
- c. The proposed use shall be adequately served by essential public or private services such as streets, drainage facilities, fire protection and public or private water and sewer facilities; and
- d. The proposed use shall not result in the destruction, loss or damage of any feature determined to be of significant ecological, scenic or historic importance.

Attachments:

Application

Site Plan

Zoning



PERMIT APPLICATION:

Nelson County Department of Planning & Zoning

TO THE ZONING ADMINISTRATOR:

Special Use Permit # 24-0213
application type application number

1. The undersigned hereby petitions the Planning Commission and/or Board of Supervisors for approval of the following (check appropriate box):

☒ Special Use Permit

☐ Subdivision

☐ Rezoning from _____ to _____

☐ Site Plan – Minor

☐ Conditional Rezoning from _____ to _____

☐ Site Plan – Major

☐ Other: _____

Reason(s) for request:

Please See Attachment

(Please use reverse or attach additional sheet if more space is needed.)

2. Applicant(s) and Property Owner(s):

(Please provide names of applicants and property owners and indicate applicable title; if applicant is not the property owner, please show relationship, i.e. lessee, contract purchaser, etc.)

☒ Applicant ☒ Property Owner

Name:

Donna M. Hogston

Mailing Address:

4365 Tye River Rd Amherst, VA 24521

Telephone #: 540.448.8005 Email Address:

dghogston@gmail.com

Relationship (if applicable):

N/A

☒ Applicant ☒ Property Owner

Name:

Jay F. Hogston

Mailing Address:

4365 Tye River Rd

Telephone #: 434.907.9440 Email Address:

cobrajh69@yahoo.com

Relationship (if applicable):

(Please attach additional sheet if more space is needed for applicant(s) / property owner(s) info.)

3. Location and Characteristics of Subject Property:

a. Address of Property (specific location, route numbers, street names, voting district, etc.):

4365 Tye River Rd, Amherst VA 24521

b. Official tax map number:

92.2.6

c. Acreage of property:

5.365

d. Present use:

Residential / Agricultural

e. Present zoning classification:

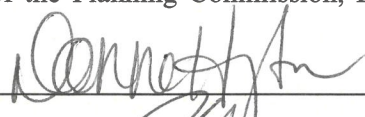
Agriculture 1

f. Zoning classification of surrounding properties:

Agriculture 1

4. Affidavit: The undersigned applicant(s) and/or property owner(s) certifies that this application and the foregoing answers, statements, and other information herewith submitted are, in all respects, true and correct to the best of their knowledge and belief. Also, the applicant(s) and/or property owner(s) gives permission for members of the Planning Commission, Board of Supervisors, and County Staff to visit and view the subject property.

Signature:



Printed Name:

Donna M. Hogston

Signature:



Printed Name:

Jay F. Hogston

(Please attach additional sheet if more space is needed for applicant(s) / property owner(s) signatures.)

5. Additional information: (Please attach separate sheet for additional details, explanations, etc.)

6. Please note: In the event of cancellation or postponement at your request after the initial newspaper advertisement for this application, an additional fee will apply for re-advertisement (determined by the actual cost of the ad). This fee will not apply in cases of Planning Commission or Board of Supervisors deferment.

-----TO BE COMPLETED BY PLANNING & ZONING STAFF-----

Pursuant to Article _____, Section _____ of the Nelson County Zoning Ordinance.
Pursuant to Section _____, Subsection _____ of the Nelson County Subdivision Ordinance.

- ☐ Completed application and fee (\$ _____) received on _____
- ☐ Hearing Notice published on _____
- ☐ Planning Commission action: Date of Meeting / Hearing: _____
Recommendation: _____
- ☐ Board of Supervisors action: Date of Hearing: _____ Date of Decision: _____
Action: _____

Nelson County Planning & Zoning Department

(Mailing Address) P.O. Box 558, Lovingson, Virginia 22949 | (Physical Address) 80 Front Street, Lovingson, Virginia 22949

(Telephone Number) 434 263-7090 or Toll Free 888 662-9400, selections 4 & 1 | (Fax Number) 434 263-7086

<http://www.nelsoncounty-va.gov/departments/planning-zoning/>

I Donna Hogston respectfully request for a special use permit to be able to operate an automotive rebuilding business to be known as the J & J Group.

I plan to rebuild 2-3 cars annually to supplement my income.

It will be a very low-profile endeavor with little land disturbance and no visibility from the local road (RT. 657/Tye River Road) or to my neighbors adjacent to the north or south. Nor, to the public.

My hours will be minimum due to fact that I will not be open to the public and the average time to rebuild a damaged automobile is less than 100-man hours.

Additionally, for the rebuilding business, I would not have more than two unlicensed vehicles parked on property at any time and it will be parked in a parking area that will not be visible to the public. (Please see site plan provided).

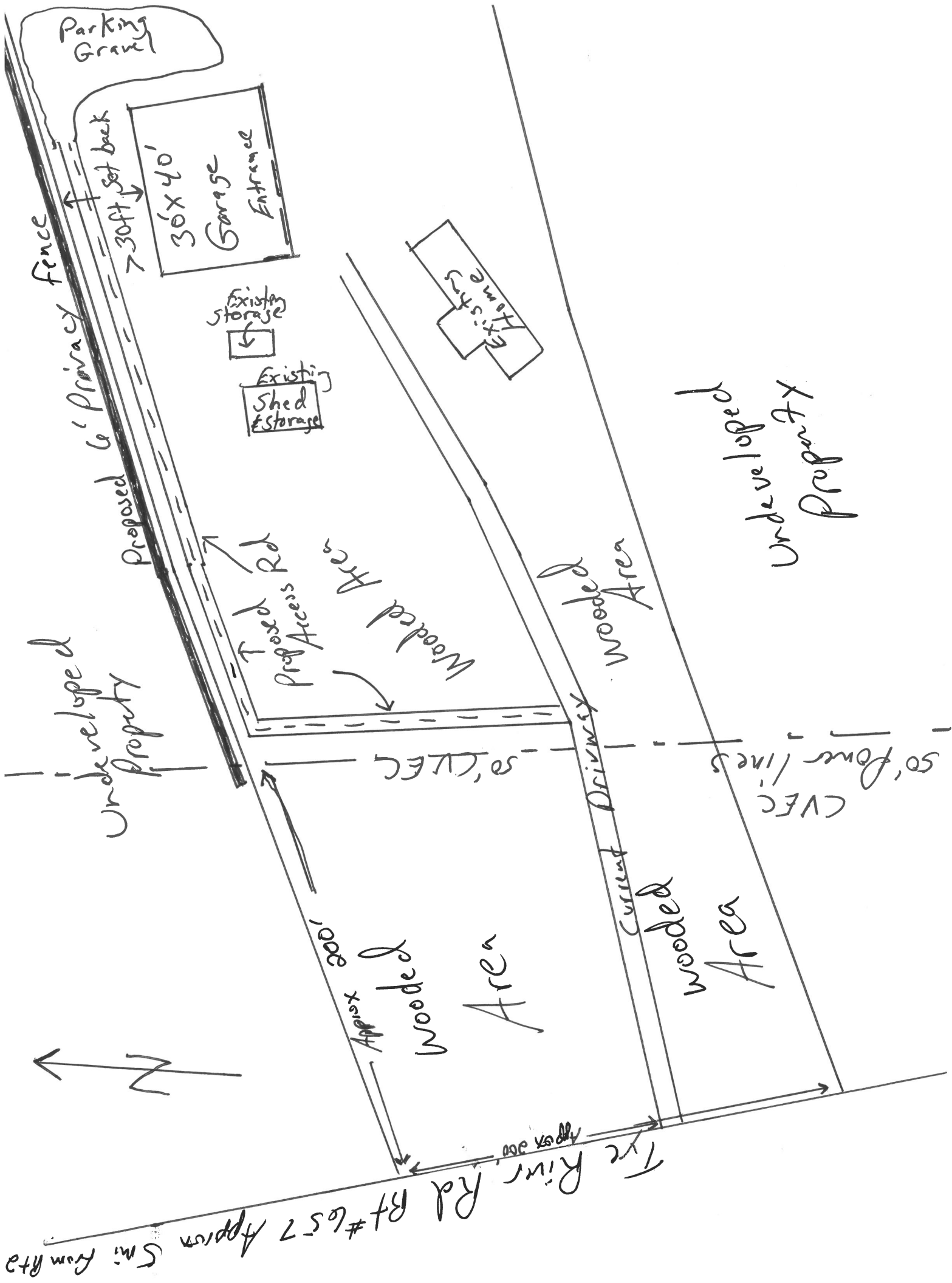
I will be selling sed vehicles to dealer and persons at their locations as to prevent any traffic to this location.

I would also like to help the county beatification by removing vehicles from the landscape, which would immediately be delivered to a scrap metal processor for disposal and would not be stored on property.

Small deliveries will be delivered to the proposed site/property. Large deliveries will be scheduled off site as it is restricted width and height at proposed site/property.

Respectfully,

Donna Hogston



IRON PIN SET
CREEK/APPROXIMATE RIVER BANK
FENCE
OVERHEAD UTILITIES
EXISTING ROAD

TA MAP #92-1-3A
N/F
WARD & OTHERS
INSTRUMENT #000004317
LOT #3
TWS #T-69
SO SEE PLAT
B ALLEN M. HALE

TAX MAP #95-2-2
N/F
DONOHUE
ALSO SEE PLAT
TWS #T-69
BY ALLEN M. HALE
TAX MAP #91-A-7
H. FOGG
D. B. 52, PG. 29

TAX
W. A. 1
D. B. 7
②

TAX MAP #86-A-24
N/F
JONATHAN MICHAEL SCOTT
PLAT # D. B. 234, PG. 107, PG. 563

UPON RECORD
ALL OLD INT
SHALL BE VI

FROM "C" TO "D", THE CENTERLINE OF
THE OLD ROAD SCAR IS THE PROPERTY
LINE. CALLS SHOWN APPROXIMATE
CENTERLINE AND ARE FOR COMPUTATION
OF AREA ONLY.

0.5 MILES TO
RT. #660

SHARED ENTRANCE.
30' R/W, 15' EITHER SIDE OF
PROPERTY LINE. EXTEND
BACK 160' INTO PROPERTY

IRON PINS SET AT ALL
FRONT LOT CORNERS
ALONG RT. #657

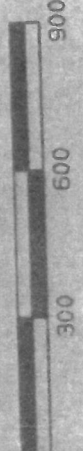
OF WAY INFORMATION FOR LOTS:

ARCS	DELTA	RADIUS	CHORD	ARC
1° 32' E	8° 04' 55"	502.47'	70.82'	70.88'
1° 36' E	6° 04' 57"	502.47'	53.32'	53.34'
1° 42' E	14° 30' 51"	502.47'	126.94'	127.28'
1° 22' W	15° 09' 17"	502.47'	132.51'	132.90'
1° 27' W	1° 46' 55"	2889.79'	89.67'	89.67'
1° 33' W	2° 47' 18"	2889.79'	140.61'	140.63'
1° 27' W	2° 46' 30"	2889.79'	139.94'	139.96'

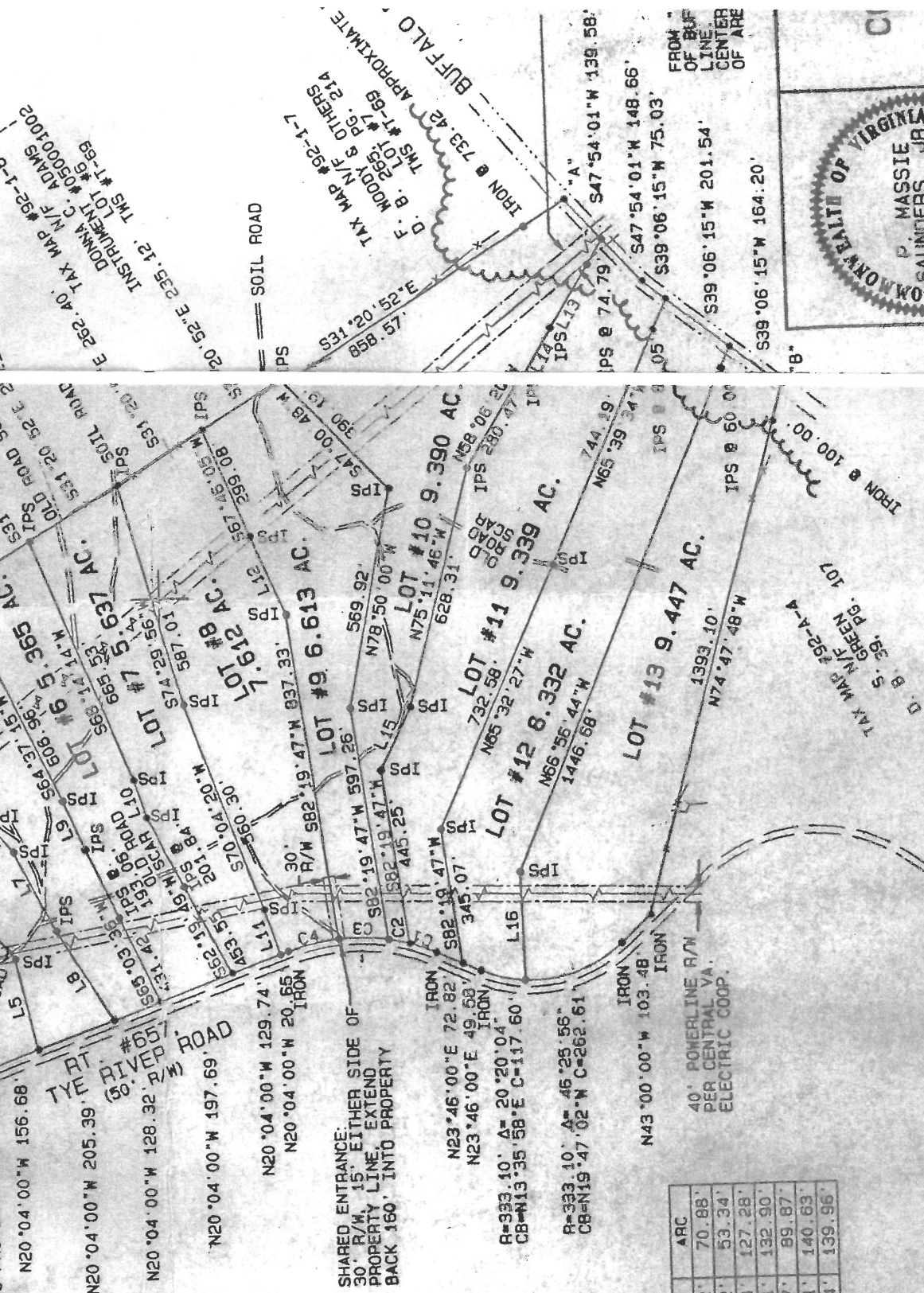
ERS' SURVEYS, INC.

19 CRABTREE FALLS HIGHWAY
OSELAND, VIRGINIA 22967
434-277-8574

GRAPHIC SCALE 1"=300'



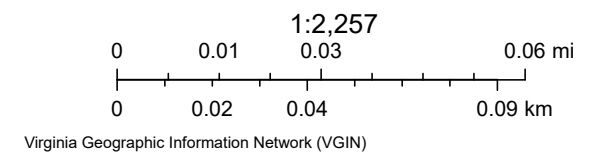
TESTE: *Lawrence W. ...*



4365 Tye River Rd / GIS lot lines are shifted



September 18, 2024



4365 Tye River Rd / GIS lot lines are shifted



September 18, 2024

