

PRESENT: Greg Benton, Livingston District
Greg Cebula, Berkeley District
Timothy J. McLaughlin, Chancellor District
David Ross, Courtland District
Gary F. Skinner, Lee Hill District
Paul D. Trampe, Salem District
Chris Yakabouski, Battlefield District

STAFF PRESENT: Mark B. Taylor, County Administrator
Mark Cole, Deputy County Administrator
Karl Holsten, County Attorney
Aimee R. Mann, Deputy Clerk

Mr. Ross called the meeting to order at 6:00 p.m. Mr. Cebula gave the invocation and Mr. McLaughlin led the Pledge of Allegiance.

On a motion by Mr. Cebula and passed unanimously, the Board suspended their bylaws to allow for roll call voting.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

POSSIBLE AGENDA ADDITIONS

Mr. Benton made a motion to approve the agenda as presented. The motion passed unanimously.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

APPROVAL OF THE CONSENT AGENDA

The County Administrator read the synopsis as a brief preview of these agenda items for the public.

The following item was removed for separate consideration:

Commendation of Sylvannah Baptist Church

On a motion by Mr. Benton and passed unanimously, the Board approved the amended Consent Agenda as follows:

1. Approval of the Minutes of the June 27, July 11 and 18, 2017 Board of Supervisors Meetings;
2. Appropriation & Budget Amendment for FY2018 Revised School Budget Figures Based on Final Revenue Projections as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-93

BE IT RESOLVED by the Board of Supervisors of the County of Spotsylvania, Virginia, that the following appropriations be, and the same hereby are, made for the fiscal year beginning July 1, 2017, from the funds and for the functions or purposes indicated.

To match the County Budget to the Schools Budget resulting from projections for additional State, Federal and other revenue and the use of the Schools' health insurance reserve, to be expended only by order of the Board of Supervisors as follows:

SCHOOL OPERATING FUND: \$1,483,405
SCHOOL FOOD SERVICE FUND: \$400,000

3. Authorization of Funding for Two Additional Department of Social Services Workers as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-94

BE IT RESOLVED by the Board of Supervisors of the County of Spotsylvania, Virginia, that the following appropriations be, and the same hereby are, made for the fiscal year beginning July 1, 2017, from the funds and for the functions or purposes indicated.

For the addition of a Family Services Worker position and a Training Specialist position within the Department of Social Services Budget to be funded with additional State and Federal funding allocated to Spotsylvania subsequent to adoption of the FY 2018 Budget, to be expended only by order of the Board of Supervisors as follows:

GENERAL FUND: \$111,379

4. Commendation for Craigs Baptist Church as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

COMMENDATION

RECOGNIZING CRAIGS BAPTIST CHURCH 250TH ANNIVERSARY

WHEREAS, Craigs Baptist Church will celebrate its 250th anniversary September 10, 2017 and has made significant contributions to Spotsylvania County and surrounding communities; and

WHEREAS, Craigs Church was the first Baptist church located between the James and the Rappahannock Rivers; and

WHEREAS, Craigs Baptist Church was founded in 1767, originally called the “Upper Spotsylvania Church,” but came to be known as “Craigs Church” after its first pastor, Lewis Craig, took office in 1770; and

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors, this 8th day of August 2017, publicly recognizes Craigs Baptist Church and extends on behalf of its members and the residents of Spotsylvania, appreciation for the church’s service and contributions to the County.

5. Personal Property Refund – Michael L. Powell;
6. Resolution to Authorize County Administrator to Execute Project Administration Agreement for Paving of Certain Unpaved Roads as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-95

Resolution to Authorize the County Administrator to Executive a Project Administration Agreement with VDOT for Paving of Certain Unpaved Roads

WHEREAS, the Spotsylvania County Board of Supervisors desires to enter into a VDOT Administered – Locally Funded Project Administration Agreement with the Virginia Department of Transportation for the paving of Spotswood Furnace Road, Woolfolk Road, Twilight Lane, Sullivan Road, Mastin Lane, Parker Lane, Mallard Point Lane, Wigglesworth Road, Ryland Payne Road, and White Shop Lane; and

WHEREAS, funding previously has been budgeted and accumulated by the Spotsylvania County Board of Supervisors for the purpose of paving the aforementioned roads; and

WHEREAS, the Board requests and supports VDOT's diligent advancement of these paving projects;

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors hereby grants authority for the County Administrator or his designee to execute the Project Administration Agreement for the paving of Spotswood Furnace Road, Woolfolk Road, Twilight Lane, Sullivan Road, Mastin Lane, Parker Lane, Mallard Point Lane, Wigglesworth Road, Ryland Payne Road, and White Shop Lane; and

BE IT FURTHER RESOLVED that the Spotsylvania County Board of Supervisors hereby commits to fund its local share of project costs in accordance with the Project Administration Agreement; and

BE IT FURTHER RESOLVED that funding by the Spotsylvania County Board of Supervisors shall be subject to annual appropriation.

ADOPTED this 8th day of August 2017.

7. Resolution to Authorize County Administrator to Execute a Project Administration Agreement with VDOT for Exit 126, Rt. 1 & Southpoint Widening and Turn Lanes as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-96

Resolution to Authorize the County Administrator to Executive a Project Administration Agreement with VDOT for Exit 126, Rt. 1 & Southpoint Widening and Turn Lanes

WHEREAS, the Spotsylvania County Board of Supervisors desires to enter into a VDOT Administered – Locally Funded Project Administration Agreement with the Virginia Department of Transportation for improvement to the Exit 126 southbound off ramp, widening of Rt. 1 between the Exit 126 and Southpoint Parkway, turn lanes onto Southpoint Parkway, and widening of Southpoint Parkway.

WHEREAS, \$12,745,000 for this project is funded with through the State’s SmartScale program; and

WHEREAS, the County applied for but did not receive \$850,000 in FY 2018 State Revenue Sharing funds;

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors hereby grants authority for the County Administrator or his designee to execute the Project Administration Agreement for the Exit 126, Rt. 1, and Southpoint Parkway project; and

BE IT FURTHER RESOLVED that the Spotsylvania County Board of Supervisors hereby commits to fund its local share of project costs in accordance with the Project Administration Agreement; and

BE IT FURTHER RESOLVED that funding by the Spotsylvania County Board of Supervisors shall be subject to annual appropriation.

ADOPTED this 8th day of August 2017.

8. Request to Accept the 2017-18 School Resource Officer (SRO) Grant Award for Spotswood Elementary School as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-97

Approving Grant Award Agreement, Designation of Authorized Agents in the Execution and Administration of the Grant Award and Acceptance and Appropriation of FY 2018 Funds

WHEREAS, Spotsylvania County has applied for and received approval for state grant from the Virginia Department of Criminal Justice Services in the amount of \$31,915 to be utilized by the Sheriff's Office for implementing a School Resource Officer Program at Spotswood Elementary School; and

WHEREAS, the County is required to provide a local cash match of \$18,085; and

WHEREAS, the Sheriff's Office will provide the local match through the use of their FY 2018 Adopted Budget; and

WHEREAS, the County and Sheriff's Office will administer the grant in accordance with the terms as set forth in the grant award agreement.

NOW, THEREFORE, BE IT RESOLVED by the Spotsylvania County Board of Supervisors, that the grant award agreement between Spotsylvania County and the Virginia Department of Criminal Justice Services is approved; and

BE IT FURTHER RESOLVED by the Spotsylvania County Board of Supervisors that the following individuals are hereby designated as authorized agents any of whom may act in the execution and administration of the grant award agreement: Mark B. Taylor, County Administrator; Mark Cole, Deputy County Administrator; Edward Petrovitch, Deputy County Administrator; and Annette B. D'Alessandro, Grants Manager; and

BE IT FURTHER RESOLVED by the Spotsylvania County Board of Supervisors that the grant in the amount of \$31,915 is accepted and that the General Fund budget is hereby amended to reflect the increase in funds associated with the grant award; and

BE IT FURTHER RESOLVED by the Spotsylvania County Board of Supervisors that the following appropriations be, and the same hereby are, made for the fiscal year beginning July 1, 2017, for expenditures in the amount of \$31,915 to be utilized only for implementation of a School Resource Officer program at Spotswood Elementary School, to be expended only by order of the Board of Supervisors as follows:

GENERAL FUND: \$31,915

9. Waverly Village Section 2-D Subdivision Street Acceptance to the Virginia Secondary Street System (Courtland District).

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-98

**A RESOLUTION REQUESTING CHURCHILL DRIVE BE ADDED TO THE STATE
SYSTEM OF SECONDARY ROADS**

WHEREAS, Churchill Drive within Waverly Village Section 2D Subdivision located within the Courtland voting district, as described on the attached Additions Form AM-4.3, fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Spotsylvania County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Spotsylvania County Board of Supervisors, the streets meet the requirements established by the Street Requirements of the Virginia Department of Transportation,

WHEREAS, the Spotsylvania County Board of Supervisors and the Virginia Department of Transportation have entered into a comprehensive agreement on June 6, 1997, for stormwater detention in Spotsylvania County,

NOW, THEREFORE, BE IT RESOLVED, the Spotsylvania County Board of Supervisors requests the Virginia Department of Transportation to add the street(s) described on the attached Additions Form AM-4.3 to the secondary system of state highways, pursuant to Sec. 33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, Spotsylvania County Board of Supervisors guarantees a clear and unrestricted right-of-way, as currently described, and any necessary easements for cuts, fills and drainage, and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Commendation of Sylvannah Baptist Church

On a motion by Mr. Cebula and passed unanimously, the Board approved the Sylvannah Baptist Church commendation as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

COMMENDATION

RECOGNIZING SYLVANNAH BAPTIST CHURCH 150TH ANNIVERSARY

WHEREAS, Sylvannah Baptist Church will celebrate its 150th anniversary November 20, 2017 and has made significant contributions to Spotsylvania County and surrounding communities; and

WHEREAS, the church is one of the oldest African American churches in the County, organized in 1867; and

WHEREAS, the earliest name of the church was “Sylvania Baptist Church,” but was later changed to “Sylvannah” to avoid confusion with later congregations that adopted similar names; and

WHEREAS, Reverend Dennis A. Woodward, Sr., is the longest serving pastor in Spotsylvania County and was recognized as such by Board resolution in 2009; and

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors, this 8th day of August 2017, publicly recognizes Sylvannah Baptist Church and extends on behalf of its members and the residents of Spotsylvania, appreciation for the church’s service and contributions to the County.

PUBLIC PRESENTATIONS

Emmitt Marshall, Mary Lee Carter and Judy Rodgers spoke with concerns regarding the potential of leasing out the Marshall Center saying many citizens utilized the first floor. They asked that a public hearing be held prior to making a decision.

Sharon Reedy spoke with concerns regarding the Crucible project saying it was not a suitable business for that area.

Mary Lou Collier thanked Mr. Skinner and VDOT for the stop bar at Lansdowne and Mine Road. She also said the Washington Nationals were looking for new stadium and asked the Board not to consider building one.

VDOT REPORT

Sean Nelson from VDOT was present. He reviewed the August VDOT Report provided to the Board. He also gave a revenue sharing update on key changes to the revenue sharing guidelines.

On a motion by Mr. Cebula and passed unanimously, the Board authorized the County Administrator to execute the agreement subject to the County Attorneys approval.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

Mr. Skinner made a motion to appoint himself as the 3rd position on the Transportation Committee. The motion passed unanimously.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

PRESENTATIONS/REPORTS BY STAFF

Fredericksburg Regional Alliance

Mr. Curry Roberts, Fredericksburg Regional Alliance, gave an activity update to include regional project and industry activity, business recruitment and the lack of “shovel ready” inventory.

CLOSED MEETING

On a motion by Mr. Yakabouski and passed unanimously, the Board adopted a resolution to adjourn into closed meeting as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-99

To Adjourn into Closed Meeting

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting for discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; specifically, discussion of real properties in the Berkeley and Lee's Hill Districts; and

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting for consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel, specifically relating to Board policies and procedures; and

WHEREAS, pursuant to Va. Code Ann. § 2.2-3711(A)(3) and (8), such discussions may occur in Closed Meeting.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors does hereby authorize discussion of the aforesated matters.

RETURN TO OPEN MEETING AND CERTIFICATION

On a roll call vote, the Board returned to open meeting and adopted the following resolution:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-100

Return to Open Meeting

WHEREAS, the Spotsylvania County Board of Supervisors has convened a closed

meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors hereby returns to open session and certifies, by roll call vote, that to the best of each member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Freedom of Information Act and identified in the motion to go into Closed Meeting were heard, discussed or considered in the Closed Meeting.

PUBLIC PRESENTATIONS

Martha Mastin spoke with concerns regarding the potential of leasing out the Marshall Center. She also asked for a no U-turn sign at Five Mile Fork intersection on Route 3.

PUBLIC HEARINGS

R17-0001 SH Development Company, Inc. C-2 Rezoning; Ordinance R017-00017 (Courtland District)

Mr. White presented.

The Planning Commission recommended approval on 7/5/17 by a vote of 4-0.

Staff recommends approval of the rezoning Ordinance RO17-0001 with proffers dated 3/17/17 and last revised 5/30/17.

Chris Hornung and Mike Bailey, on behalf of applicant: Gave an overview of the project and answered transportation study questions.

Mr. Ross declared the public hearing opened:

The following citizens spoke in opposition or with concerns: Sara Toye, Dorothy Braun, Nancy Lee Cole, Dick Toye, Howard Johnson, Eileen Charters, Jean Olson, Craig Ross, Kelly Young, John Carlson, David Schneider, Melinda Williams, Cheryl Schneider and Dawn Shelley.

The following citizens spoke in favor: Danny Pemberton, Dick Carmichael and Ed Coe.

Mr. Ross closed the public hearing.

Discussion ensued regarding the traffic data and safety reports in that area.

On a motion by Mr. McLaughlin and passed 6 to 1 with Mr. Benton opposed, the Board adopted the denial resolution as follows:

VOTE:

Ayes:	6	Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	1	Mr. Benton
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-101

Denial – Rezoning R17-0001 SH Development Company, Inc. (Sheetz)

WHEREAS, SH Development Company, Inc., requests an amendment to the zoning map rezoning rezoning 2.05 acres from Office 1 (O-1) to Commercial 2 (C-2), and rezoning 1.26 acres from Rural (RU) to Commercial 2 (C-2), with proffers to allow certain uses permitted in the C-2 zoning district with proffers to allow certain uses permitted in the C-2 zoning district as well as the development of a fuel dispensing service use being requested via a concurrent Special Use application (SUP17-0001). The properties include an unaddressed property on Plank Rd., 12100 Spotswood Furnace Rd., 12224 Spotswood Furnace Rd. and 12228 Spotswood Furnace Rd., which are located on the northwest corner of the intersection of Plank Rd. and Spotswood Furnace Rd. The site is partially within the County’s Highway Corridor Overlay District. The Comprehensive Plan identifies the property as within the Primary Development Boundary and the Future Land Use Map identifies this area for Commercial Land Use and Employment Center Land Use. Tax Parcels 12B-A-3, 12B-3-A, 12B-A-6, and 12B-A-5; and

WHEREAS, the applicant’s zoning map amendment request is a companion to a request for a Special Use Permit for a Fuel dispensing service; and

WHEREAS, staff has reviewed the subject application and recommends approval as stated in the staff report and the executive summary; and

WHEREAS, the Spotsylvania County Planning Commission held a public hearing, duly advertised in a local newspaper for a period of two weeks, on July 5, 2017, and interested citizens were given an opportunity to be heard; and

WHEREAS, the Spotsylvania County Planning Commission recommended approval of the project with a vote of 4-0; and

WHEREAS, the Spotsylvania County Board of Supervisors held a public hearing, duly advertised in a local newspaper for a period of two weeks, on August 8, 2017, and interested citizens were given an opportunity to be heard; and

WHEREAS, the general welfare and good zoning practice are served by denial of the application.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors does hereby deny Rezoning R17-0001 SH Development Company, Inc. (Sheetz).

Authorize the County Administrator to Act on Behalf of the County to Exercise its option to Purchase 4.087469, more or less, of Current Tax Parcels 25-1-1 and 25-1-2, Located at 11032 Tidewater Trail

Mr. Taylor presented.

Mr. Ross opened the public hearing and when no one indicated an intention to speak, closed the public hearing.

On a motion by Mr. Skinner and passed unanimously, the Board tabled discussion to the first meeting in September.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

PRESENTATIONS/REPORTS BY STAFF (cont'd)

Status Update for Lidl US

Mr. Rumora, Director of Economic Development and Tourism, gave an update on the regional Lidl facilities that have recently opened.

Formation of an IT Steering Committee

Ms. Reeve, Director/Chief Information Officer, requested the Board mandate the formation of an IT Steering Committee. She gave an overview of the proposed general structure and the main tasks of the committee.

On a motion by Mr. Cebula and passed unanimously, the Board authorized the formation of an IT Steering Committee as presented.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

Total Compensation Study & Benefits Update

Ms. Heyward, Director of Human Resources, provided an update on the total compensation study and benefits.

Mr. Benton asked to sit on the committee formed to look at total compensation and benefits saying he would like to look at 2 year implementation costs, converting sick leave into retirement and health insurance tax savings for first responders.

Vehicle Sales Zoning Ordinance Amendment

On March 30, 2017, the Board adopted a resolution directing staff to develop a draft ordinance for consideration. The draft ordinance requires Vehicle sale, rental, and ancillary service establishments seeking to locate on less than 2 acres to have Special Use approval. The draft ordinance also included standards of review to ensure that the business can operate safely on the property.

On a motion by Mr. Cebula and passed 5 to 2 with Mr. McLaughlin and Mr. Ross opposed, the Board adopted the resolution as follows:

VOTE:

Ayes:	5	Mr. Benton, Mr. Cebula, Mr. Skinner, Mr. Trampe, Mr. Yakabouski
Nays:	2	Mr. McLaughlin and Mr. Ross
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-102

**A RESOLUTION DIRECTING STAFF TO ADVERTISE AMENDMENTS TO
THE ZONING ORDINANCE RELATED TO
VEHICLE SALE, RENTAL, AND ANCILLARY SERVICE ESTABLISHMENT**

WHEREAS, the Board of Supervisors of Spotsylvania County (hereinafter the “Board”) desires to consider a Zoning Ordinance amendment related to Vehicle sale, rental, and ancillary service establishment; and

WHEREAS, the Board acknowledges that Vehicle sale, rental, and ancillary service establishments on small parcels (less than 2 acres) may have unique characteristics and potential impacts on surrounding properties and the roadway network that require individual consideration of design, configuration, and/or operation at the particular location proposed; and

WHEREAS, based upon public necessity, safety, convenience, the general welfare, and good zoning practices, consideration of a County code amendment is appropriate.

NOW, THEREFORE, BE IT RESOLVED that the Board does hereby direct staff to advertise for public hearings the draft amendment to the Spotsylvania County Zoning Ordinance to require a Special Use Permit for *Vehicle sale, rental and ancillary service establishment, small scale* in the Commercial 3, Industrial 1, and Industrial 2 zoning districts and establish use standards.

COUNTY ADMINISTRATOR/COUNTY ATTORNEY REPORTS

Mr. Yakabouski made a motion for staff to draft a resolution moving the September 26, 2017 Board of Supervisors meeting to Shannon Airport. Mr. Skinner stated he would abstain from the vote due to a conflict of interest. The motion failed 3 to 3 with Mr. Benton, Mr. McLaughlin and Mr. Ross opposed and Mr. Skinner abstaining.

VOTE:

Ayes:	3	Mr. Cebula, Mr. Trampe, Mr. Yakabouski
Nays:	3	Mr. Benton, Mr. McLaughlin and Mr. Ross
Absent:	0	
Abstain:	1	Mr. Skinner

Ms. Parish gave an update on the potential for a Special Service District for the commercial portions of Alexander Crossing and Jackson Village. Mr. McLaughlin asked staff to identify what additional infrastructure beyond any proffered road improvements might be considered for funding through the SSD mechanism. Mr. Benton expressed an interest in including the residential portion of the developments.

BOARD OF SUPERVISORS REPORTS

Mr. Yakabouski spoke about the inability to follow rezoning and land use projects and the need for a web presence. He asked whether or not the Board was going to continue the regional legislative agenda. Mr. Yakabouski also asked for an update from FAMPO in regards to VRE and the potential of it running on the weekends.

Mr. Cebula spoke about the need for annual attendance reports from board, committees and commissions. He requested it be provided to the Board the first meeting in December. Mr.

Cebula suggested that the reason for Board member absences from a meeting be listed in the minutes.

Mr. McLaughlin asked the County Administrator to look into a trash pile reported in the area of the Salem Fields town homes.

Mr. Ross shared section 6-6, Action on certain matters in an election year, of the Stafford County Board of Supervisors Bylaws for consideration by the Board for addition to their Bylaws. He asked that the item be put on the September 8, 2017 Board meeting agenda for consideration.

CLOSED MEETING

On a motion by Mr. Benton and passed unanimously, the Board adopted a resolution to adjourn into closed meeting as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-103

To Adjourn into Closed Meeting

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting for discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; specifically, discussion of real properties in the Berkeley and Lee's Hill Districts; and

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting for consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel, specifically relating to Board policies and procedures; and

WHEREAS, pursuant to Va. Code Ann. § 2.2-3711(A)(3) and (8), such discussions may occur in Closed Meeting.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors does hereby authorize discussion of the aforesated matters.

RETURN TO OPEN MEETING AND CERTIFICATION

On a roll call vote, the Board returned to open meeting and adopted the following resolution:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-104

Return to Open Meeting

WHEREAS, the Spotsylvania County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors hereby returns to open session and certifies, by roll call vote, that to the best of each member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Freedom of Information Act and identified in the motion to go into Closed Meeting were heard, discussed or considered in the Closed Meeting.

NEW BUSINESS

None

ADJOURNMENT

On a motion by Mr. McLaughlin and passed unanimously, the Board adjourned its meeting at 11:30 p.m.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

Mark B. Taylor
Clerk to the Board of Supervisors