

PRESENT: Greg Benton, Livingston District
Kevin W. Marshall, 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. Benton called the meeting to order at 4:30 p.m. Mr. Skinner led the Pledge of Allegiance and Dr. Trampe gave the invocation.

APPROVAL OF AGENDA

On a motion by Mr. Yakabouski and passed unanimously, the Board approved the agenda.

VOTE:

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

PUBLIC PRESENTATIONS

The following citizens spoke in opposition or with concerns to the proposed solar farm: Russ Mueller, Dr. A. Fabris, Sean Fogarty, Richard Genaille, Judith Genaille, Daniel Kulid, JoAnne Studer, Wayne Lauderback, Edward Criswell, David Hammond, Lew Sherman, Kevin McCarthy, Irv Boyles, Alfred King, Katherine Hayden, William McGrath, Moya Doss, Katherine Lovello, James Bauslaugh, Charles Lubeshkoff, and Stephen Doss.

J.T. Dougherty invited the Board and public to the Evening with the Generals taking place April 21, 2018, 5:00 p.m. at Snow Hill Farm.

Jeanne Bergeron spoke regarding school safety.

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 pulled for separate consideration:

Appreciation and Acknowledgement of the Service, Dedication and Work of Herbert Pritchett, Sr.

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

1. Approval of the Minutes of the March 13, 2018 Board of Supervisors Meeting;
2. Approval of Contract Renewal to Anderson Oil Company for Delivered Heating Oil;
3. Approval of Purchase Order to SHI International Corporation for MS Enterprises Agreement Licenses Pricing;
4. Approve Joint Work Session with the Planning Commission for May 22, 2018 at the Board Meeting;
5. Appointment of Edwin Pardue to the Economic Development Authority (EDA);
6. Grant Application Request for Staffing for Adequate Fire and Emergency Response (SAFER) as follows:

VOTE:

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

RESOLUTION NO. 2018-38

A RESOLUTION IN SUPPORT OF THE FFY 2017 STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT APPLICATION AND AUTHORIZATION FOR ORGANIZATIONAL REPRESENTATIVES FOR THE SAFER GRANT APPLICATION

WHEREAS, the Department of Homeland Security is soliciting grant applications for the FFY 2017 Staffing for Adequate Fire and Emergency Response (SAFER) Program in order to improve local fire departments' staffing and deployment capabilities so they may more effectively and safely respond to emergencies; and

WHEREAS, the key outcomes of this initiative is to build and sustain core capabilities for Fire Management and Suppression, and Public Health and Medical Services; and

WHEREAS, the Spotsylvania County Department of Fire Rescue and Emergency Management (FREM) is committed to protecting the people, property, and the environment of our community; and

WHEREAS, FREM has additional unmet staffing needs for operational personnel; and

WHEREAS, FREM is seeking permission to apply for the SAFER grant to hire ten new Firefighter 24/7 positions; and

WHEREAS, the projected personnel cost for the SAFER positions for three years is \$2,032,802; and

WHEREAS, grant award recipients are required to contribute non-federal funds subject to a position cost limit and/or a cost share limit; and

WHEREAS, the grant award recipient is required to contribute at least the following in non-federal funds of 25% of the actual costs incurred in each of the first and second years of the grant award; and

WHEREAS, the grant award recipient is required to contribute at least the following in non-federal funds of 65% of the actual costs incurred in the third year of the grant award; and

WHEREAS, operational costs associated with these additional positions are not eligible for grant funding and would be the responsibility of Spotsylvania County, and

WHEREAS, as a condition of any subsequent grant award, a grantee must maintain staffing at the level that existed at the time of award as well as the staffing funded by the SAFER grant for the three-year period of performance unless the grantee has been afforded a waiver of this requirement; and

WHEREAS, no public safety layoffs are permitted during the period of performance unless the grantee has been afforded a waiver of this requirement; and

WHEREAS, this grant funding will allow for a more effective response to fire and emergency medical incidences.

NOW, THEREFORE, BE IT RESOLVED by the Spotsylvania County Board of Supervisors, that the Board is in support of the grant application request; and

BE IT FURTHER RESOLVED by the Spotsylvania County Board of Supervisors that FREM is hereby authorized to submit a grant application seeking federal SAFER funds for the purpose of hiring ten Firefighter 24/7 positions; and

BE IT FURTHER RESOLVED by the Spotsylvania County Board of Supervisors that the following individuals are hereby designed as authorized agents any of whom may act in the execution of the SAFER grant application request: Mark B. Taylor, County Administrator; Mark

Cole, Deputy County Administrator; Edward Petrovitch, Deputy County Administrator; Jay Cullinan, Fire Chief, Jason Irby, Deputy Fire Chief, Steven Cooper, Deputy Fire Chief, and Annette B. D'Alessandro, Grants Manager.

The Board recessed at 5:40 p.m. and reconvened at 5:45 p.m.

Appreciation and Acknowledgement of the Service, Dedication and Work of Herbert Pritchett, Sr.

On a motion by Mr. Skinner and passed unanimously, the Board adopted the resolution as follows:

VOTE:

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

RESOLUTION NO. 2018-39

**RESOLUTION OF APPRECIATION FOR AND ACKNOWLEDGEMENT OF THE
SERVICE, DEDICATION AND WORK OF HERBERT PRITCHETT**

WHEREAS, Herbert Pritchett has been a resident of Spotsylvania County for 45 years, residing in the Chancellor district of the County; and

WHEREAS Herbert has served the citizens of Spotsylvania County as the Board-appointed representative on the Cable and Telecommunications Committee since 1993, for 25 years; and

WHEREAS Herbert has provided leadership, guidance and support to the Cable and Telecommunications Committee as chairman since 1997; and

WHEREAS Herbert has provided his experience, knowledge and expertise in franchise agreement negotiations, resulting in the expansion of cable and broadband services to thousands throughout the county; and

WHEREAS Herbert has worked diligently to continue efforts to expand cable and broadband services into underserved and unserved areas of the county, resulting in the addition of over 3000 residences for such services; and

WHEREAS Herbert has earned the respect and confidence of his colleagues and the community at large because of his dedication to his work on the Cable and Telecommunications Commission, building effective communications with the community and service providers to help facilitate the expansion of cable and broadband services throughout the county.

NOW, THEREFORE, BE IT RESOLVED, on behalf of the Board of Supervisors, that the Board express its sincere appreciate and gratitude for Herbert Pritchett's work and dedication as part of the Cable and Telecommunications Commission for the last 25 years.

BOARD OF SUPERVISORS REPORTS

Mr. McLaughlin asked staff to provide the pros and cons to forming an alternative energy citizen committee at the April 24, 2018 Board meeting.

Mr. Skinner spoke about the increased traffic on Mine Road due to the closure on Lansdowne Road.

Mr. Benton reiterated that action on the proposed solar farm had not taken place and that the application was still in the early phases.

VDOT REPORT

Sean Nelson from VDOT was present. He reviewed the April VDOT Report presented to the Board.

PRESENTATIONS/REPORTS BY STAFF

Information Services Quarterly Report

Ms. Reeve gave an update on major projects that have been completed as well as timelines on current projects.

FY 2019 Budget Work Session

Mr. Marshall read the following statement:

I hereby disclose I have an interest in the budget transaction as an employee of the County. My disclosure is on file with the clerk and is available to the public for review. Mark/Aimee, please record this disclosure in the minutes of this meeting as required by law.

Mr. Benton read the following statement:

I hereby disclose I have an interest in the budget transaction as a retired employee of the County. My disclosure is on file with the clerk and is available to the public for review. Mark/Aimee, please record this disclosure in the minutes of this meeting as required by law.

Adoption of the FY 2019 Budget and FY 2019 - FY 2023 CIP was scheduled for April 12. The Board discussed changes to be made to the County Administrator's Recommended Budget.

Mr. Trampe made a motion to fully fund the school gap pending financial information to be presented on Thursday. The motion failed 1 to 6 with Mr. Benton, Mr. Marshall, Mr. McLaughlin, Mr. Ross, Mr. Skinner and Mr. Yakabowski opposed.

VOTE:

Ayes:	1	Dr. Trampe
Nays:	6	Mr. Benton, Mr. Marshall, Mr. McLaughlin, Mr. Ross Mr. Skinner and Mr. Yakabowski
Absent:	0	
Abstain:	0	

Mr. McLaughlin made a motion to direct the County Administrator to renovate the Merchant Square building to accommodate and support the needs of the Department of Social Services. The motion failed 3 to 4 with Mr. Benton, Mr. Marshall, Mr. Skinner and Mr. Yakabowski opposed.

VOTE:

Ayes:	3	Mr. McLaughlin, Mr. Ross, Dr. Trampe
Nays:	4	Mr. Benton, Mr. Marshall, Mr. Skinner and Mr. Yakabowski
Absent:	0	
Abstain:	0	

The Board continued discussions regarding changes to be made to the County Administrator's Recommended Budget and provided finance staff with direction for the approval of the budget resolutions at the April 12, 2018 meeting.

COUNTY ADMINISTRATOR/COUNTY ATTORNEY REPORTS

None

PUBLIC PRESENTATIONS

The following citizens spoke in opposition or with concerns to the proposed solar farm: Scott King, Michael O'Brien and Nancy McNamara.

PUBLIC HEARINGS

FY 2019 – FY 2024 Secondary Six Year Plan Joint Public Hearing with VDOT

Mr. Morgan presented.

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

On a motion by Mr. Skinner and passed unanimously, the Board adopted the resolution as follows:

VOTE:

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

RESOLUTION NO. 2018-40

FY2019-2024 SECONDARY ROAD SIX-YEAR TRANSPORTATION IMPROVEMENT PLAN AND FY2019 SECONDARY ROAD CONSTRUCTION BUDGET PUBLIC HEARING

WHEREAS, Section 33.2-331 of the Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Road Six-Year Transportation Improvement Plan; and

WHEREAS, the Spotsylvania County Board of Supervisors agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed FY2019-2024 Secondary Road Six-Year Transportation Improvement Plan and FY2019 Secondary Road Construction Budget on April 10, 2018, duly advertised so that all citizens of Spotsylvania County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan; and

WHEREAS, the Virginia Department of Transportation, appeared before the Spotsylvania County Board of Supervisors and recommended approval of the FY2019-2024 Secondary Road Six-Year Transportation Improvement Plan and the Construction Budget for FY2019 for Spotsylvania County identifying the completion of Mt. Holly Lane, including UPC 111456 (Route 2092) secondary access north of Route 606 and the continuation of funding of the unpaved roads in Spotsylvania County.

NOW, THEREFORE, BE IT RESOLVED that since said Plan appears to be in the best interests of the citizens of Spotsylvania County, the Spotsylvania County Board of Supervisors does hereby approve the FY2019-2024 Secondary Road Six-Year Transportation Improvement Plan and the Construction Budget for FY2019 as presented at the public hearing.

Public Hearing for Public Comment on Proposal to Grant Rappahannock Electric Cooperative an Easement on County Owned Property

Mr. Petrovitch presented.

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

On a motion by Mr. McLaughlin and passed 6 to 0 with Mr. Benton absent from the vote, the Board approved Rappahannock Electric Cooperative's request for an easement on County-owned property for the Keswick subdivision.

VOTE:

Ayes:	6	Mr. Marshall, Mr. McLaughlin, Mr. Ross Mr. Skinner, Dr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	1	Mr. Benton
Abstain:	0	

CPA17-0003 – Comprehensive Plan Amendment (Renewable Energy)

Ms. Parrish presented.

The Planning Commission recommended approval of CPA17-0003, 6-0 vote.

Staff recommended that the Board of Supervisors approve and adopt the Comprehensive Plan amendments CPA17-0003.

Mr. Benton declared the public hearing opened.

The following citizens spoke in opposition or with concerns: Charles Tuck, Mike Gates, Nancy McNamara, George Graves and Michael Beard.

Mr. Skinner expressed concerns.

Mr. Benton made a motion to approve CPA17-0003. The motion failed 3 to 4 with Mr. McLaughlin, Mr. Ross, Mr. Skinner and Dr. Trampe opposed.

VOTE:

Ayes:	3	Mr. Benton, Mr. Marshall, Mr. Yakabouski
Nays:	4	Mr. McLaughlin, Mr. Ross, Mr. Skinner and Dr. Trampe
Absent:	0	
Abstain:	0	

Mr. Skinner made a motion to reconsider the matter. The motion passed unanimously.

VOTE:

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

Mr. Skinner made a motion to table CPA17-0003 until May 22, 2018. Mr. Yakabouski made a friendly amendment to authorize a second public hearing on May 22, 2018. The motion passed unanimously.

VOTE:

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

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. Marshall, Mr. McLaughlin, Mr. Ross Mr. Skinner, Dr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2018-41

To Adjourn into a Closed Meeting

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into a Closed Meeting for a discussion of assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the County, specifically, a member of the Citizen Budget Review Committee; and

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into a 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 property in the Lee Hill District; and

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into a 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 regarding contractual matters and matters of planning and zoning; and

WHEREAS, pursuant to Va. Code Ann. § 2.2-3711(A)(1), (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 aforestated 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. Marshall, Mr. McLaughlin, Mr. Ross Mr. Skinner, Dr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2018-42

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. Yakabowski and passed unanimously, the Board adjourned its meeting at 11:00 p.m.

VOTE:

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

Mark B. Taylor
Clerk to the Board of Supervisors