

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
Ed Petrovitch, Deputy County Administrator
Karl Holsten, County Attorney
Aimee R. Mann, Deputy Clerk

Dr. Trampe called the meeting to order at 6:00 p.m. Mr. Ross 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 with removal of Item 3 on the Consent Agenda as follow:

Appointment of Royal Schmidt, Jr. to the Rappahannock Area Alcohol Safety Action Program (RAASAP)

With the following additions:

- Reappointment of David Ross to the Transportation Committee
- Appointment of Alfred King to the Economic Development Authority (EDA)
- Resolution to Change Board of Supervisors Meeting Date

The Board also moved Vote – Claim Submitted by Bryan and Jean DeVoter for Board of Supervisors Consideration from Presentations/Reports by Others to after the Closed Meeting.

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 COMMENT ON CONSENT AGENDA

The following citizen spoke about the potential lack of transparency for the Transportation Committee given the fact that there is a quorum of the Board serving on the committee: Todd Rump.

APPROVAL OF THE CONSENT AGENDA

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

On a motion by Mr. Marshall and passed unanimously, the Board approved the amended Consent Agenda 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	

1. Approval of the Minutes of the January 8, 2019 Board of Supervisors Meeting;
2. Appointment of Board Representative to the Healthy Generations Area Agency on Aging Board of Directors;
3. Appointment of Mark Miles to the Economic Development Authority;
4. Authorize Public Hearing for Amendment to Exempt Elderly or Disabled Person; Sec 21-80;
5. Reappointment of David Ross to the Transportation Committee;
6. Appointment of Alfred King to the Economic Development Authority (EDA).

VOTE:

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

PUBLIC PRESENTATIONS

The following citizen spoke regarding Convention of the States: Trevor Wells

The following citizens spoke with concerns regarding the proposed solar farm: Sean Fogarty, Dave Hammond, Kathleen Hayden, Kevin McCarthy, Richard Schwartzman, Alfred King.

The following citizens spoke in favor of competitive salaries for public safety: Todd Rump and Justin Langridge.

The following citizen spoke on behalf of the Buckley family regarding the removal of Juan Antonio from their care: Alma Buckley.

The following citizen spoke regarding being asked to clean up his property by a Supervisor: Darren O'Shields.

Resolution to Change Board of Supervisors Meeting Date

After discussion, the Board delayed action until the end of the meeting.

BOARD OF SUPERVISORS REPORTS

Mr. Yakabouski asked for a report on Smart Scale projects as soon as possible. He also requested a future discussion about Route 1 revitalization.

Mr. Ross requested an update from Social Services staff regarding the Buckley case.

Mr. Marshall asked for an update on placing information boards at the convenience sites.

Mr. Skinner requested a presentation from staff regarding accepting home construction trash at the Mine Road convenience site.

PRESENTATIONS/REPORTS BY STAFF

Public Safety Compensation Report

The Sheriff and the Fire Chief presented the Public Safety Compensation Plan proposal.

CLOSED MEETING

On a motion by Mr. Skinner 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. 2018-8

To Adjourn into a Closed Meeting

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into a Closed Meeting for a discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the County, specifically, the County Administrator, the position of Zoning Administrator, the position of Storm Water Management Program Administrator, and the position of Erosion and Sediment Control Program Administrator; and

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting for discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community, specifically, a technology business; 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 the claim submitted by Bryan and Jean DeVoter for the Board of Supervisors' consideration; and

WHEREAS, pursuant to Va. Code Ann. § 2.2-3711(A)(1), (5), 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. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2018-9

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.

Vote – Claim Submitted by Bryan and Jean DeVoter for Board of Supervisors Consideration

On a motion by Mr. Skinner and passed 6 to 1 with Mr. Ross opposed, the Board denied the claim submitted by Bryan and Jean DeVoter and directed the County Administrator to notify the DeVoters.

VOTE:

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

Resolution to Change Board of Supervisors Meeting Date

After discussion, Mr. Yakabouski made a motion to cancel the meeting on February 5, 2019. The motion passed 4 to 3 with Mr. Benton, Mr. Marshall and Mr. Ross opposed.

VOTE:

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

NEW BUSINESS

None

ADJOURNMENT

On a motion by Mr. Yakabouski and passed unanimously, the Board adjourned its meeting at 9:52 p.m.

VOTE:

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

Mark B. Taylor
Clerk to the Board of Supervisors