



**Board of Supervisors
County of Louisa
Monday, March 15, 2021
Louisa County Public Meeting Room
5:00 PM**

CALL TO ORDER - 5:00 P.M.

Chairman Babyok called the March 15, 2021 regular meeting of the Louisa County Board of Supervisors to order at 5:00 p.m. Mr. Williams participated remotely in Tennessee, respectively.

ADMINISTRATIVE ITEMS - 6:00 P.M.

Attendee Name	Title	Status	Arrived
Tommy J. Barlow	Mountain Road District Supervisor	Present	5:00 PM
Fitzgerald A. Barnes	Patrick Henry District Supervisor	Present	5:00 PM
Willie L. Gentry Jr.	Cuckoo District Supervisor	Present	5:00 PM
Eric F. Purcell	Louisa County Supervisor	Present	5:00 PM
R. T. Williams	Jackson District Supervisor	Remote	5:00 PM
Duane A. Adams	Mineral District Supervisor	Remote	5:00 PM
Robert F. Babyok	Green Springs District Supervisors	Present	5:00 PM

Others Present: Christian Goodwin, County Administrator; Helen Phillips, County Attorney; Jeff Ferrel, Assistant County Administrator; Alexandra McKinley, Executive Assistant/Deputy Clerk; Bob Hardy, Information Technology Director; Wanda Colvin, Finance Director; Griff Carmichael, Human Resources Director; and Andy Wade, Economic Development Director

CLOSED SESSION

On the motion of Mr. Adams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to enter Closed Session at 5:00 p.m. for the purpose of discussing the following:

1. In accordance with §2.2-3711 (A) (1) VA Code Ann., Pursuant to Va. Code Section to discuss probable litigation regarding a contract with Care Environmental Corp. where such consultation in open meeting would adversely affect the negotiating posture of the County.

REGULAR SESSION

On the motion of Mr. Barnes, seconded by Mr. Adams, which carried by a vote of 7-0, the Board voted to return to Regular Session at 6:00 p.m.

RESOLUTION - CERTIFICATION OF CLOSED SESSION

Voter	Role	Vote
Tommy J. Barlow	Voter	Yes/Aye
Fitzgerald A. Barnes	Mover	Yes/Aye
R.T. Williams, Jr.	Voter	Yes/Aye
Willie L. Gentry Jr.	Voter	Yes/Aye
Duane A. Adams	Seconder	Yes/Aye

Bob F. Babyok, Jr.	Voter	Yes/Aye
Eric F. Purcell	Voter	Yes/Aye

On the motion of Mr. Barnes, seconded by Mr. Adams, which carried by a vote of 7-0, the Board voted to adopt the following resolution:

WHEREAS, the Louisa County Board of Supervisors has convened a Closed Meeting this 15th day of March 2021, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Louisa County Board of Supervisors that such closed meeting was conducted in conformity with the Virginia Law.

NOW, THEREFORE BE IT RESOLVED on this 15th day of March 2021, that the Louisa County Board of Supervisors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting was heard, discussed or considered by the Louisa County Board of Supervisors.

INVOCATION - MR. BABYOK

Mr. Babyok led the invocation, followed by the Pledge of Allegiance.

ADOPTION OF AGENDA

On the motion of Mr. Purcell, seconded by Mr. Adams, which carried by a vote of 7-0, the Board voted to adopt the March 15, 2021 agenda, as amended, with the following changes:

- Added a Discussion on Trash Along the Roads in Louisa County; and
- Added a Discussion on Redistricting in Louisa County.

MINUTES APPROVAL

Board of Supervisors (BOS) - Budget Worksession - Mar 1, 2021 3:30 PM

On the motion of Mr. Barnes, seconded by Mr. Adams, which carried by a vote of 7-0, the Board voted to approve the minutes of the March 1, 2021 budget worksession.

Board of Supervisors (BOS) - Regular Meeting - Mar 1, 2021 5:00 PM

On the motion of Mr. Barnes, seconded by Mr. Adams, which carried by a vote of 7-0, the Board voted to approve the minutes of the March 1, 2021 regular meeting.

BILLS APPROVAL

Resolution – To Approve the Bills for the First Half of March 2021

On the motion of Mr. Barnes, seconded by Mr. Adams, which carried by a vote of 7-0,

the Board adopted a resolution approving the bills for the first half of March 2021.

CONSENT AGENDA ITEMS

On the motion of Mr. Adams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the Consent Agenda items for March 15, 2021, as follows:

- Resolution – Authorizing the Renewal of the Health, Dental, and Vision Insurance Contract
- Resolution – Authorizing a Pass through Appropriation for the Violence Against Women (V-Stop) Grant to the Commonwealth Attorney's Office
- Resolution – Authorizing a Pass through Appropriation for Sheriff for Security for Special Event Proceeds
- Resolution – Authorizing a Pass through Appropriation for Vending Machine Commissions
- Resolution – Authorizing a Pass through Appropriation to the Sheriff's Office for Project Lifesaver
- Resolution – Authorizing a Pass through Appropriation to the Louisa Downtown Development Corporation for the Virginia Commission for the Local Government Challenge Grant
- Resolution – Authorizing a Pass through Appropriation for Funds Collected by the Department of Taxation for Spay and Neutering of Animals
- Resolution – Authorizing a Pass through Appropriation to Louisa Department of Fire and EMS for Donations Received
- Resolution – Authorizing Planned Fiscal Year 2022 Financial Activities for Louisa County Public Schools
- Resolution – Authorizing a Pass through Appropriation for K-9 Donations
- Resolution – Authorizing a Pass through Appropriation for Insurance Proceeds
- Resolution – Authorizing a Budget Transfer from Fire & Emergency Services Operational Budget to Cover COVID-19 Related Expenses in Excess of Grant Funding
- Resolution – To Approve and Award a Contract for Flexible Spending Accounts (FSA), and Health Savings Accounts (HSA) Administration
- Resolution – Recognizing Ronald L. Mallory for Receiving a Bronze Star for His Selfless and Heroic Efforts on February 23, 1971.
- Resolution – Proclaiming Thursday, May 6, 2021, as National Day of Prayer
- Resolution – Posthumously Recognizing Goodman Burnett “Budgie” Duke for His Service and Contributions to Louisa County

RECOGNITIONS

Presentation – Recognizing Anni Blair for Winning the 2021 Louisa County Spelling Bee Contest

Mr. Goodwin read the resolution and Mr. Adams presented a framed copy to Ms. Anni Blair recognizing her for winning the 2021 LCPS Spelling Bee.

Presentation – Louisa County Crime Solvers Officer of the Year Award

Louisa County Crime Solvers presented Sergeant Terry Tussing of the Louisa County Town Police with plaque recognizing her for service and contributions to Louisa County.

PUBLIC COMMENT PERIOD

Mr. Dick Abidin, Jackson District, appeared before the Board to talk about the trash along the roads in Louisa County. He offered ways for the community to come together and clean up Louisa.

Ms. Ann McLaughlin, Green Springs District, appeared before the Board to talk about the trash along the roads in Louisa County.

Ms. Donna Rivers, Green Springs District, appeared before the Board to talk about trash pickup along the roads in Louisa County.

Mr. Gentry talked briefly about the Adopt a Highway Program through VDOT and whether or not it is still effective.

Mr. Adams noted that he has a series of litter pickup events scheduled for this year in his district. He said the first one is to take place on March 27th.

INFORMATION/DISCUSSION ITEMS**Presentation – Virginia Department of Transportation Quarterly Report**

Mr. Alan Saunders, Residency Engineer, Louisa Residency Administrator for the Virginia Department of Transportation (VDOT), presented the VDOT quarterly update, which included an update on projects, construction and maintenance activities, traffic engineering studies, and roads located in the County.

Mr. Saunders further reported on the following project and designs and speed study updates in the County:

- Projects in Development and Preliminary Engineering
- County Safety and Operational Improvements
- Pavement/Resurfacing
- Local Assistance Programs
- Traffic/Engineering Studies
- Maintenance Activities
- Land Use Projects
- Work Orders

Presentation – Louisa County Water Authority Quarterly Report

Ms. Pamela Baughman, General Manager of the Louisa County Water Authority (LCWA), provided the LCWA Quarterly Update, which included; revenues & expenses; review of the safety manual; maintenance, repairs, & projects; and status updates to the plants and waste water treatment facilities.

Discussion – Implementation Date for the Portion of the New Zoning Ordinance Regarding Growth Area Overlay Districts

Mr. Purcell stated that he requested this item be placed on the agenda so the Board could hear from staff the reiterations of some points that were made before that may clear up any

misunderstandings regarding the new zoning ordinances and when they will take effect. He said the Board had discussed the concept of grandfather clauses and allowing applications already in the queue to be reviewed with some exceptions and compromises within a reasonable approach.

Mr. Ferrel explained applications that have already gone through zoning approval by the Board will continue to work under the conditions that were approved. He said the Board also has the ability to override some requirements, if there is a situation where staff cannot make that determination.

Mr. Barnes said when the Board makes changes to existing ordinances, or creates new ordinances, there should be a grace period between adoption dates and when the ordinances will take effect. He said the public should be given time to learn of the new changes and to adapt to what has been approved. He said there should be a grace period and time to acclimate to the change itself.

Further discussion ensued regarding implementation dates for the new zoning ordinances.

Discussion – Redistricting Update

Ms. Phillips referred to an email that was forwarded last week from the Division of Legislative Services regarding redistricting in 2021. Section 24.2-307, as of last year, now requires localities to establish their precinct boundaries by June 15 of the year ending in one, to be consistent with congressional and state legislative district lines that are adopted by the General Assembly by June 15, and if the congressional/state legislative districts haven't been established by then, the localities can use the district lines that were in place on June 15 to meet this requirement. Ms. Phillips stated that when that law was being passed, that exception was included because there was a lot of concern about the new redistricting commission and its process impacting the localities' ability to get their work done and meet this new requirement. Ms. Phillips noted that they didn't contemplate needing an exception for a situation in which no one, at the state or local level, would have the requisite population data.

Discussion ensued regarding the utilization of resources to move precinct lines around using decade-old census data, just to meet a statutory deadline.

Comments and questions were addressed by the Board regarding the redistricting deadlines and how it will impact the November 2021 election, which were answered by Ms. Phillips and Ms. Watkins.

Discussion Trash Pickup

Comments and questions were addressed by the Board regarding trash pickup along the roads in Louisa County.

Mr. Barnes asked for clarification on when the jails will be allowed to pick up trash again and if the courts will require this type of community service in their sentencing guidelines.

UNFINISHED BUSINESS

Presentation – Update on Subdivision Fire Suppression Water Sources

Louisa County Fire & EMS utilizes a variety of means to supply the needed water for any fire incident in the County. The typical single family home fire can require 6-10K gallons to completely extinguish.

The following is a brief synopsis of these sources:

1. Fire department tankers:
 - a. Each company has one tanker, they range in sizes from Co. 1 (Louisa) 1500 gallons to Co. 4 (Holly Grove) 6000 gallons. Each vehicle requires a minimum of one qualified driver/operator. For any confirmed structure fire in the County, all 7 companies are dispatched to ensure the much needed water can be enroute as soon as possible.
 - b. These units are all equipped with a “drop tank” whereby they can unload their water into this tank and immediately drive to the nearest sustainable water supply to refill. This “shuttle” operation is typical in rural locations across the Commonwealth and our members practice this operation on a regular basis.
 - c. The surrounding Counties all have tankers as well and many times we have to rely on mutual aid from them due to the amount of water needed and/or the lack of all Louisa companies being able to respond.
2. Municipal water supply (Hydrants):
 - a. The Towns of Louisa and Mineral, as well as the Spring Creek development area, and parts of Ferncliff have the typical fire hydrants supplied through a municipal system. We are required to notify the LCWA when we have to use these hydrants (after the fact).
3. Dry hydrants (Drafting):
 - a. There are approximately 58 “dry” hydrants throughout the County. These devices are a typical fire hydrant that is piped into a static water source such as Lake Anna or a pond. These devices allow any fire pumper to hook up and draft water from the source. This operation takes a minimum of 2 qualified personnel to be effective and takes some time to implement. Attached is the current list and location of dry hydrants.
4. Private hydrants:
 - a. There are several private hydrants connected to water sources. These are typically not allowable for immediate use by the fire departments, as they are part of a system designed specifically for a dedicated area and contains the necessary water to supply that locations fire suppression system. Examples of these include:
 - i. Moss Nuckolls Elementary School
 - ii. Lake Anna Food Lion complex

Other options for subdivisions include an underground or above ground cistern.

- These systems provide a finite amount of water, ranging in size from 10K up to 100K gallon. These can be immediately accessed by the fire department and then refilled after use. Some are also connected to a rain water collection system which can refill. Examples of these are attached.

Questions and comments were addressed by the Board regarding the fire suppression sources in Louisa County, which were answered by Fire & EMS Chief Dubé and Mr. Goodwin.

NEW BUSINESS/ACTION ITEMS**Resolution – Authorizing the County Administrator to Modify And/Or Update and Execute Mutual Aid Agreements**

The director of emergency services shall be the Chairman of the Board of Supervisors as outlined in Section 30-1 of the Louisa County Code. The Louisa County Fire & Emergency Medical Services Chief is appointed as the coordinator of emergency services in Section 61-51 of the Louisa County Code. The director of emergency services shall prepare or cause to be prepared and kept current a local emergency operations plan. In collaboration with other public and private agencies, develop or cause to be developed mutual aid agreements for reciprocal assistance in the case of a disaster or emergency.

The Board of Supervisors has authority pursuant to Va. Code §44.146.20 to enter into and amend mutual aid agreements for reciprocal assistance in case of a disaster or emergency, and authority pursuant to Va. Code §15.2-1541 and Louisa Code §2-46 to delegate this authority to the County Administrator. The County Administrator of Louisa should have the authority to modify and/or update and execute these agreements on a regular basis with input from the Fire & EMS Chief as well as the Chairman of the Board.

On the motion of Mr. Barnes, seconded by Mr. Gentry, which carried by a vote of 7-0, the Board voted to grant the County Administrator the authority to modify and/or update and execute these agreements on a regular basis with input from the Fire & EMS Chief as well as the Chairman of the Board of Supervisors.

Resolution – Requesting Economic Development Access Grant Funding from the Commonwealth Transportation Board

The Louisa County Board of Supervisors desires to assist in the development of property located off Shannon Hill Road (Route 605) within the Shannon Hill Regional Business Park for the purpose of economic development in Louisa County. This property is expected to be the site of new private capital investment in land, building, and manufacturing equipment which will provide substantial employment and has been designated as a Major Employment and Investment site by the Virginia Economic Development Partnership. The existing public road network does not provide for adequate access to this property and an access road improvement project is necessary.

The County of Louisa hereby guarantees that the necessary environmental analysis, mitigation, fee simple rights-of-way and utility relocations or adjustments, if necessary, for this project will be provided at no cost to the Economic Development, Airport and Rail Access Fund. The County of Louisa acknowledges that no land disturbance activities may occur within the limits of the proposed access project prior to appropriate notification from the Department of Transportation as a condition of the use of the Economic Development, Airport and Rail Access Fund.

The County of Louisa hereby acknowledges that the Virginia Department of Transportation's Economic Development Access (EDA) Program may provide up to a maximum of \$650,000 for a project and requires matching funding, up to \$150,000, from the County of Louisa for estimated eligible project costs over \$500,000, up to \$800,000. The County of Louisa will apply for up to \$650,000 from the Economic Development Access (EDA) Program.

The County of Louisa hereby guarantees that financing of all ineligible project costs, project costs exceeding the EDA Program project allocation, EDA Program required locality matching funds, if applicable, will be provided from sources other than those administered by the Virginia Department of Transportation.

On the motion of Mr. Barnes, seconded by Mr. Gentry, which carried by vote of 7-0, the Board voted to hereby requests Economic Development Access Funding from the Commonwealth Transportation Board in support of this project. Additionally, the Louisa County Board of Supervisors hereby requests the Commonwealth Transportation Board provide Economic Development Access Program funding for the design of adequate on-site and off-site access road enhancements to the Shannon Hill property. The County of Louisa hereby agrees to provide a surety or bond, acceptable to and payable to the Virginia Department of Transportation, in the full amount of the Commonwealth Transportation Board's allocation, prior to the Department of Transportation's authorization of Economic Development Access funds. The County Administrator and/or his designee(s) be authorized to act on behalf of the Board of Supervisors to execute any and all documents necessary to secure funding in the maximum amount eligible under the Economic Development Access Program.

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES

Committee Reports

(None)

Board Appointments

On the motion of Mr. Purcell, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to make the following appointments:

- To appoint Mr. Chad Hensley to the Louisa County Broadband Authority as an At-Large Representative;
- To recommend reappointment of Ms. Susan Fletcher to the Board of Zoning Appeals;
- To reappoint Ms. Willa "Kathy" Swarthought to the Commission on Aging;
- To reappoint Ms. Cindy Swann to the Commission on Aging; and
- To reappoint Ms. Barbara Hollins to the Commission Aging.

Resolution – Re-Appointment of Susan Fletcher to the Louisa County Board of Zoning Appeals

On the motion of Mr. Purcell, seconded by Mr. Adams, which carried by a vote of 7-0, the Board voted to recommend reappointment of Ms. Susan Fletcher to the Board of Zoning Appeals.

County Administrator's Report

Mr. Goodwin reported that there were several monthly reports and items of correspondence in the Board packet and reminded the Board of several upcoming events.

PUBLIC HEARINGS**Discussion – Public Hearing - Fiscal Year 2021 Budget**

Ms. Wanda Colvin, Finance Director, presented the following information on the proposed County budget for Fiscal Year (FY) 2022:

- Revenue sources and highlights (future revenue updates may be required due to COVID-19 fiscal impacts);
- Operating expenditure sources and highlights;
- Capital expenditure sources and highlights;
- Fund balance details;
- Tax Rate comparisons;
- Real estate tax analysis.
- Outside agency requests; and
- Major points in the advertised budget.

Discussion ensued regarding the proposed budget and operating and maintenance sources along with Capital expenditures.

Ms. Colvin concluded her presentation by stating the next steps in the budget process is to receive State revenues, consideration of funding levels for outside agencies and Capital projects, She noted adoption of the Operational & Maintenance (O&M) and CIP budgets, and establishment and adoption of the tax rate is scheduled for mid-April. Following adoption of the FY22 budget is appropriation of the O&M and CIP budgets, which is scheduled for May.

ADJOURNMENT

On the motion of Mr. Barnes, seconded by Mr. Adams, which carried by a vote of 7-0, the Board voted to adjourn the March 15, 2021 meeting at 8:00 p.m.

BY ORDER OF:
ROBERT F. BABYOK, JR., CHAIRMAN
BOARD OF SUPERVISORS
LOUISA COUNTY, VIRGINIA