



**Board of Supervisors
County of Louisa
Monday, October 17, 2022
Louisa County Public Meeting Room
5:00 PM**

CALL TO ORDER - 5:00 P.M.

Chairman Adams called the October 17, 2022 regular meeting of the Louisa County Board of Supervisors to order at 5:00 p.m.

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	Present	5:00 PM
Duane A. Adams	Mineral District Supervisor	Present	5:00 PM
Rachel G. Jones	Green Springs District Supervisor	Present	5:00 PM

Others Present: Christian Goodwin, County Administrator; Helen Phillips, County Attorney; Chris Coon, Deputy County Administrator; Kyle Eldridge, Assistant County Attorney; Wanda Colvin, Director of Finance; Griff Carmichael, Director of Human Services; and Tom Couch, Information Technology.

CLOSED SESSION

On the motion of Mr. Barlow, seconded by Mr. Purcell, 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., for discussion of salaries and assignments of staff; and
2. In accordance with §2.2-3711 (A) (5) VA Code Ann., to discuss a prospective business in the Mineral District where no previous announcements have been made of the business's interest in locating in the County; and
2. In accordance with §2.2-3711 (A) (29) VA Code Ann., for discussion of a public contract involving the expenditure of public funds, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the County.

REGULAR SESSION

On the motion of Mr. Williams, seconded by Mr. Barnes, 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
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Tommy J. Barlow	Voter	Yes/Aye
Fitzgerald A. Barnes	Seconder	Yes/Aye
R.T. Williams, Jr.	Mover	Yes/Aye
Willie L. Gentry Jr.	Voter	Yes/Aye
Duane A. Adams	Voter	Yes/Aye
Rachel G. Jones	Voter	Yes/Aye
Eric F. Purcell	Voter	Yes/Aye

On the motion of Mr. Williams, seconded by Mr. Barnes, 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 17th day of October 2022, 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 17th day of October 2022, 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. Purcell led the invocation, followed by the Pledge of Allegiance.

ADOPTION OF AGENDA

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the October 17, 2022, agenda, as amended, with the following changes:

- Added a Presentation under Recognitions Proclaiming October 24, 2022, as World Polio Awareness Day
- Added a Discussion on Split Parcel Clarification under New Business/Action Items Split
- Removed a Resolution Approving the Right-Of-Way Easement Agreement Between Rappahannock Electric Cooperative and Louisa County Board of Supervisors from Action Items to Consent Agenda
- Remove Presentation Recognizing Wallace West for His Service and Contributions to His Country and Local Community*

*Mr. Adams noted that Mr. West passed away earlier this morning and the Board has reached out to the family to express their condolences.

MINUTES APPROVAL**Board of Supervisors (BOS) - Regular Meeting - Oct 3, 2022 5:00 PM**

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to approve the minutes of the October 7, 2022, meeting.

BILLS APPROVAL**Resolution – To Approve the Bills for the First Half of October 2022**

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board adopted a resolution approving the bills for the first half of October 2022.

CONSENT AGENDA ITEMS

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the Consent Agenda items for October 17, 2022, as follows:

- Resolution – Authorizing a Pass through Appropriation for the Sheriff's Office for Byrne Justice Assistance Local Law Enforcement Mini Block Grant
- Resolution – Authorizing a Pass through Appropriation to Juvenile Probation for the Virginia Juvenile Community Crime Control Act Grant Program
- Resolution – Authorizing a Pass through Appropriation to Fire and Emergency Services for Emergency Preparedness Funding
- Resolution – To Approve and Award a Contract for Providing Geotechnical Engineering Services
- Resolution – Approve and Award Contract for On-Call General Contractor Services
- Resolution – Authorizing a Pass through Appropriation for Insurance Proceeds
- Resolution – Proclaiming October 24, 2022 as World Polio Awareness Day
- Resolution – Approving the Right-Of-Way Easement Agreement Between Rappahannock Electric Cooperative and Louisa County Board of Supervisors

RECOGNITIONS**Recognition – Recognizing Wallace West and His Service and Contributions to His Country and Local Community**

This item was removed under Adoption of Agenda.

Recognition – Recognizing the Contributions of the Louisa County Chamber of Commerce

Mr. Goodwin read the resolution and Mr. Adams presented a framed copy recognizing the contributions of the Louisa County Chamber of Commerce to the members of the Chamber.

Recognition – Proclaiming October 24, 2022, as World Polio Awareness Day

Mr. Goodwin read the resolution and Ms. Jones presented a framed of the proclamation Proclaiming October 24, 2022, as World Polio Awareness Day to members of the Rotary Club.

PUBLIC COMMENT PERIOD

Mr. Adams opened the Public Comment Period.

Mr. Phil Winston, Mineral District, appeared before the Board to talk about Lake Anna Resort and express his concerns with notification of public meetings and how public comment is being received and processed. He concluded his remarks by requesting a new community meeting on the Lake Anna Resort.

Ms. Vicky Harte, Louisa District, appeared before the Board to talk about the FEMA flood program and mapping concerns related to Louisa County. She addressed rumors about her suing the County. She noted she is not suing the County and would like to lay those rumors to rest. She requested the Board consider adding some form of transportation to County related youth activities as some members of the public feel their kids cannot participate in activities due to the proximity of those events. She also expressed her concerns with right-of-way easements for underground lines and how the information is being conveyed and work is being processed. Lastly, she took a moment to thank JABA for their services and contributions to the citizens of Louisa County.

Mr. Dan Thomasson, Mineral District, expressed his concerns with the proposed Lake Anna Resort development and how the information is being conveyed to the public.

With no one else wishing to speak, Mr. Adams closed the Public Comment Period.

INFORMATION/DISCUSSION ITEMS

Presentation – Central Virginia Partnership for Economic Development

Ms. Helen Cauthen, President, Central Virginia Partnership for Economic Development, appeared before the Board to provide a brief update on leadership, current grants and projects, program of work and results, and partnership investors.

Presentation – Commission on Aging

Ms. Jo Griffith, Chairman, Louisa County Commission on Aging, provided an update to the Board on the efforts of the commission, the demographics of who they serve, and the type of services they provide. Ms. Griffith noted that 29.3% (10,740) residents, are age 60 or older; 8.1% (2,969) are over age 60 living in poverty; and 29.2% (3,222) of those residents have a disability. She explained the Commission on Aging's roles is to assess the needs of senior citizens in Louisa County and advocate for their improved quality of life. She noted the Commission attains that goal through public outreach and by administering an assessment survey to determine the areas in need. She added the Commission has also teamed up with JABA to create a toll-free number where citizens can seek assistance on home repairs, financial help, transportation, and caregiving. She noted the toll-free service line currently has a 98% satisfaction rate.

Discussion – Split Parcel Clarification

Mr. Barlow said this item is a continuation from a previous discussion regarding parcels that are split by a fee simple right-of-way strip. He said he has spoken with the Commissioner of the Revenue and was informed that split parcels are treated as one contiguous parcel, and are eligible for land use, if the ownership remains the same on each side of the fee simple strip.

Mr. Barlow said he would like to motion that any parcel of land in Louisa County that is physically separated by a fee simple right-of-way strip - federal, state, or county - shall be deemed as separated and constitutes separate tax parcels. Further, any parcels so divided, the separated parcels may be considered as contiguous parcels, qualifying for land use taxation consistent with current County policy. Mr. Purcell seconded.

Mr. Williams asked for clarification within the state code regarding this matter.

Ms. Phillips said the Supreme Court of Virginia has decided on two cases directly on point regarding this issue. She said one involved a voluntary conveyance to the Department of Transportation and the other was imminent domain. She said in both decisions, the Supreme Court ruled that if a conveyance is made and a road splits the parcel, if that conveyance is not separated by the metes and bounds description, then it is considered one parcel.

Questions and comments were addressed by the Board regarding parcels separated by fee simple strips.

Mr. Williams asked if the request requires a public hearing.

Ms. Phillips said to be incorporated in the county code, the request would require a public hearing and it would need to go before the Planning Commission for recommendation.

Mr. Williams asked if Mr. Barlow would like for the definition to be included in the Louisa County Code of Ordinances.

Mr. Barlow said he does not have an issue with incorporating the definition in the county code.

Mr. Purcell said if Mr. Barlow chooses to amend his motion to send the request to the Planning Commission, he will also amend his second motion, with the caveat that the recommendation come back to the Board relatively simple and in a timely manner.

Mr. Barlow said he would like to amend his motion to forward the request to the Planning Commission for recommendation. Mr. Purcell agreed to amend his second motion.

On the motion of Mr. Barlow, seconded by Mr. Purcell, which carried by a vote of 7-0, the Board has requested that any parcel of land in Louisa County that is physically separated by a fee simple right-of-way strip - federal, state, or county - shall be deemed as separated and constitutes separate tax parcels. Further, any parcels so divided, the separated parcels may be considered as contiguous parcels, qualifying for land use taxation consistent with current County policy and to forward this request to the Planning Commission for recommendation and that the recommendation come back to the Boar relatively simple and in a timely manner.

UNFINISHED BUSINESS

(None)

NEW BUSINESS/ACTION ITEMS

(None)

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES**Committee Reports**

Ms. Phillips reported that Kyle Eldridge, Assistant County Attorney, passed the Virginia State Bar exam. The Board took a moment to congratulate Kyle on his achievements.

Mr. Gentry reported on the Affordable Housing Workgroup.

Mr. Adams reported on the Short-Term Rentals Workgroup.

Board Appointments

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

- Appointed Ms. Susan Brommage to the Commission on Aging to represent the Mineral District; and
- Appointed Ms. Curline Bell to the Commission on Aging to represent the Patrick Henry District.

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

(None)

ADJOURNMENT

On the motion of Mr. Barnes, seconded by Mr. Williams, which carried by a vote of 7-0, the Board voted to adjourn the October 17, 2022, meeting at 7:01 p.m.

BY ORDER OF:
DUANE A. ADAMS, CHAIRMAN
BOARD OF SUPERVISORS
LOUISA COUNTY, VIRGINIA