

VIRGINIA:

A meeting of the Lancaster County Board of Supervisors was held in the Administrative Building Board/Commission Meeting Room of said county on Thursday, March 26, 2015.

Members Present: Jason D. Bellows, Chair
Ernest W. Palin, Jr., Vice Chair
F. W. Jenkins, Jr., Board Member
William R. Lee, Board Member
B. Wally Beauchamp, Board Member

Staff Present: Frank A. Pleva, County Administrator
Don G. Gill, Planning and Land Use Director
Crystal Whay, Building/Land Use Secretary

Mr. Bellows called the meeting to order at 7:00 p.m.

PUBLIC INPUT

Mr. Sonny Thomas stated that he was firmly convinced that this board has been able to do something that no board in the past has done and that is to provide public access in the lower part of the County. He stated that he wanted to congratulate the board and ask that they consider honoring Fred Ajootian someday at the site. He stated that Mr. Ajootian was a gentleman that spent many years trying to accomplish having public access in lower Lancaster County.

PRESENTATIONS

1. Introduction of the New Agriculture and Natural Resources Extension Agent Trent Jones

Mrs. Tara Brent, Virginia Cooperative Extension Unit Coordinator, stated that she wanted to thank the board for their support of the local extension office. She stated that she wanted to let the board know some of the accomplishments of the extension office in the last year. She stated that of the 1500 youth in Lancaster County, 500 of them were involved in the 4-H Program in some way last year. She referred to the Household Hazardous Waste Program and stated that through the collection last year, 14,000 pounds of hazardous waste were disposed of properly. She stated that she thought that was quite

an impact. She referred to the Master Gardener's program and stated that they performed over 9000 hours of educational service to the citizens of the County last year.

Mrs. Brent stated that she would like to introduce the new Agriculture and Natural Resources Extension Agent, Trent Jones. She stated that Mr. Jones started in December 2014.

Mr. Jones stated that he was originally from Westmoreland County and is a graduate of Virginia Tech, with a degree in Agricultural Crop and Soil Sciences and a minor in Wetlands Sciences. He stated that since December he has been involved with the community and has been visiting the schools. He stated that with planting season starting, he was looking forward to working with the local farmers. He stated that he was looking forward to a successful career in the County.

2. Robinson, Farmer, Cox Associates – FY 2013-2014 Audit

Mr. Paul Lee of Robinson, Farmer, Cox Associates stated that the audit went fairly smoothly and the County staff were very easy to work with and he commended the work that they do. He stated that the County had received an unmodified opinion on the overall financial statements that there are no material weaknesses or significant deficiencies and no major findings.

Mr. Lee stated that a management letter had been issued this year on two items. He stated that the first item was for procedures on journal entries and the second item was for the Comprehensive Services Act reimbursements.

Mr. Lee stated that the general fund balance is \$4.4 million which dropped about a million dollars from last year. He stated that the tax collection percentage was 99.9% this year.

Mr. Lee stated that next year will be the first year that unfunded pension benefit liabilities will be part of exhibits one and two on the audit. He stated those exhibits, at least for the school board will show negative net assets next year. He stated that the exhibits will show the unfunded pension benefit obligation, which is approximately in the thirty million dollar range. He stated that this will be the case in all localities.

Mr. Jenkins asked about the nature of the incorrect year-end entries.

Mr. Lee replied that the biggest one was an accounts payable entry that was not reversed properly from the prior year. He stated that he suggested in the management letter that the entries be turned over to the County Treasurer before they are posted for another set of eyes to review.

Mr. Jenkins made a motion to accept the FY 2013-2014 Audit.

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye
	F. W. Jenkins, Jr.	Aye
	William R. Lee	Aye
	B. Wally Beauchamp	Aye

VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. David Brown, the VDOT Residency Administrator, stated that the crews are currently working on the potholes in the County.

Mr. Brown stated that the annual paving operations will be starting up soon and when that schedule is confirmed, he will send it out. He stated that the mowing operations will begin in May.

Mr. Brown stated that, at this time of the year, he gets together with the county administrators to discuss the Secondary Six-Year Plan. He stated that if the board had any particular roads or projects that they would like to be considered to let him or Mr. Pleva know.

Mr. Brown referred to the ferry project and stated that it is taking longer than anticipated with the work on the Sunnybank ferry. He stated that they are determining how they are going to approach the Merry Point ferry's work to minimize downtime of the ferry and he will give the County an update in the future.

Mr. Beauchamp stated one of his constituents on White Pine Road (Route 788) had advised him that on nights and weekends, people are stealing from his property. He asked where the request would go if the Board passed a motion requesting VDOT to close the section of road from that driveway to the end of state maintenance for a certain period of time each day. He stated that there are no homes past that driveway and the refuse convenience center past that driveway is open from 7 to 7 each day.

Mr. Brown stated that, with regard to secondary roads, it is in the Board's purview to identify roads for acceptance or closure.

Mr. Beauchamp stated that he was not talking about closure of the road, just closing a section of the road for the hours that the convenience center is closed.

Mr. Brown stated that he would need to investigate the issue and would get back with the Board.

Mr. Bellows referred to Route 3, as it approaches the Norris Bridge, and stated that there are creases or openings in that portion of the road that he would like to be addressed.

Mr. Brown stated that he would look into Mr. Bellows' concern.

PUBLIC HEARING

1. Proposed Conveyance of Easement to Dominion Virginia Power Across County Owned Tax Map #16-5C

Mr. Pleva stated that the public hearing is being held in accordance with Sections 15.2-1800 and 15.2-1813 of the Code of Virginia, 1950, as amended, to receive comments and consider the request of Dominion Virginia Power for a deed of easement across county-owned property, which is now being used as a solid waste convenience center. He stated that the property was located at 30 Sweet Gum Road off of Regina Road (Route 604). He stated that the proposed deed of easement would enable Dominion Virginia Power to convert the existing overhead power line on the subject property to an underground power line thereby helping to eliminate exposure of trees damaging the power line and reducing the risk of power outages. He stated that the width of the proposed easement is fifteen feet. He stated that this matter has been advertised as required by law and he has not received any comment on the proposed easement.

Mr. Bellows opened the public hearing.

There was no comment.

Mr. Bellows closed the public hearing.

Mr. Palin made a motion to Approve the Proposed Conveyance of Easement to Dominion Virginia Power Across County Owned Tax Map #16-5C.

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye
	F. W. Jenkins, Jr.	Aye
	William R. Lee	Aye
	B. Wally Beauchamp	Aye

2. Application for Special Exception – Ryan Hunter Walton

Mr. Gill stated that the issue was an Application for Special Exception by Ryan Hunter Walton to expand/enlarge an existing authorized non-conforming residential structure on a 0.67-acre parcel described as Tax Map #29B-131-1,2,3. He stated that the property is zoned R-3, Residential Medium General and is located at 320 Peach Tree Lane in Dyer Shores Estates in District 3.

Mr. Gill stated that the residential structure on this parcel existed prior to the effective date of the Lancaster County Zoning Ordinance, June 1, 1975, and therefore is an authorized non-conforming structure. He stated that Article 12-4-1 allows for the expansion/enlargement of existing non-conforming structures, with a special exception, if the setbacks of that zoning district can be met.

Mr. Gill stated that the applicant wishes to replace the existing single-wide home of 10 feet by 46 feet and porch of 12 feet by 8 feet with a larger single-wide home of 14 feet by 66 feet with a 12 feet by 16 feet rear deck and 6 feet by 6 feet front stoop. He stated that the proposed location for the replacement single-wide home will conform to the setback requirements of the R-3, Residential Medium General Zoning District. He stated that it is also located outside the 100-foot Resource Protection Area and thus conforms with the Chesapeake Bay Preservation Ordinance. He stated that the reason the special exception is required is because the proposed replacement single-wide home and decks are 596 square feet larger than the existing single-wide home and porch. He stated that the parcel has an existing on site well and septic system that will accommodate the larger single-wide home.

Mr. Gill stated that adjoining property owners have been notified and advertising conducted as required by law, and to date, there has been no response from the public. He stated that Mr. and Mrs. Walton were in attendance if anyone wanted to ask them questions.

Mr. Bellows opened the public hearing.

There was no public comment.

Mr. Bellows closed the public hearing.

Mr. Bellows made a motion to Approve the Special Exception for Ryan Hunter Walton.

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye

F. W. Jenkins, Jr.	Aye
William R. Lee	Aye
B. Wally Beauchamp	Aye

CONSENSUS DOCKET

Motion was made by Mr. Jenkins to approve the Consensus Docket and recommendations as follows:

1) Minutes for March 9, 2015 Special Meeting and Boat Tax Committee Meeting

Recommendation: Approve minutes as submitted

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye
	F. W. Jenkins, Jr.	Aye
	William R. Lee	Aye
	B. Wally Beauchamp	Aye

CONSIDERATION DOCKET

The Board considered the following items on its Consideration Docket:

1. Approval of March 2015 Salaries and Invoice Listings

The motion was made by Mr. Palin to approve the salaries for March 2015 in the amount of \$244,547.11 and invoice listings for March 2015 in the amount of \$639,985.15*.

- *Loan and Interest - \$97,152.63
- *Capital Improvements - \$14,542.63
- *Greentown/Gaskins - \$44,400.00

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye

F. W. Jenkins, Jr.	Aye
William R. Lee	Aye
B. Wally Beauchamp	Aye

2. Request for Abatement of Levies on Damaged or Destroyed Building-
Frederick M. and Kendall T. Minton (Tax Map #33-241)

Mr. Sonny Thomas, Commissioner of Revenue, stated that the issue is a request for abatement of taxes based on a fortuitous happening. He stated that this application is a little different than a normal application because the time between the fortuitous happening and the application was more than six months, which is required by the code. He stated that the application was made well within the six months of the house being razed.

Mr. Thomas referred to the homeowner's statement, which read that the reason for the time delay was because the insurance company and the homeowner were having a difficulty deciding what to do. He stated that ultimately the insurance company said to take the structure down.

Mr. Thomas stated that he had been advised by the County attorney that the Board had some room to make a decision on the matter as it saw fit in this case.

Mr. Thomas stated that the fortuitous happening was frozen pipes inside the home while the homeowner was away. He stated that the homeowner was present if anyone had any questions of him.

Mr. Beauchamp stated that it was an unusual situation and he sympathized with the homeowner going through a battle with the insurance company over something that he had no control over.

Mr. Beauchamp made a motion to Approve the Request for Abatement of Levies for Frederick M. and Kendall T. Minton-Tax Map #33-241.

Mr. Jenkins stated that he would ask Mr. Beauchamp to include an amendment to the motion that sets a policy, that in the future, the six-month time period for the application will start at the time of razing.

Mr. Beauchamp stated that was a good point and added it to his motion.

VOTE: Jason D. Bellows Aye

Ernest W. Palin, Jr.	Aye
F. W. Jenkins, Jr.	Aye
William R. Lee	Aye
B. Wally Beauchamp	Aye

BOARD REPORTS

Mr. Beauchamp stated that he would like to reappoint Mrs. Fran Westbrook to the Historic Resources Commission.

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye
	F. W. Jenkins, Jr.	Aye
	William R. Lee	Aye
	B. Wally Beauchamp	Aye

COUNTY ADMINISTRATOR

Mr. Pleva stated that Kenneth Knull represents the County on the Workforce Investment Board and had dropped off the nomination form for him to serve another term. He stated that he thought Mr. Knull had done a fine job and thought the Board would be the appropriate entity to nominate him.

Mr. Jenkins made a motion to reappoint Kenneth Knull to the Workforce Investment Board.

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye
	F. W. Jenkins, Jr.	Aye
	William R. Lee	Aye
	B. Wally Beauchamp	Aye

Mr. Pleva stated that Mike Chandler, the retreat facilitator, would like to have a follow-up meeting to the Board's February retreat with the full Board in attendance. There was some discussion on the date of the proposed meeting. The consensus was that the meeting be held on either April 14 or April 27 at 5:00 p.m. and the final determination will be made later.

Mr. Pleva stated that there are trees down at the canoe/ kayak launch site at Windmill Point. He stated that the parking lot is not in good shape either. He stated that he was looking for some guidance for the scope of the work when obtaining bids.

Mr. Bellows suggested getting two quotes -one for the parking lot, because that will potentially be for overflow parking for the boat ramp and the second for the trees and the lane.

Mr. Jenkins suggested that Wade Moore be one of the contractors contacted for bids.

ADJOURNMENT

Motion was made by Mr. Jenkins to adjourn.

VOTE:	Jason D. Bellows	Aye
	Ernest W. Palin, Jr.	Aye
	F. W. Jenkins, Jr.	Aye
	William R. Lee	Aye
	B. Wally Beauchamp	Aye