

Minutes  
Board of Supervisors  
Regular Meeting  
January 19, 2016

Members Present: Johnny Woodward, Chairman At-Large  
David Wiatrowski, District 2  
Mark Stroupe, District 3  
Larry Foltz, District 4  
Dorothy Pendley, District 5

Absent: D. Keith Guzy, District 1

Staff Present: Amity Moler, County Administrator  
Regina Miller, Assistant to the County Administrator  
Ben Blevins, Budget Officer  
Nathan Miller, County Attorney

**Call to Order:**

Chairman Johnny Woodward called to order the regular meeting of the Page County Board of Supervisors on January 19, 2016, at 7:00 p.m., in the Board of Supervisors Room located in the Page County Government Center, 103 South Court Street, Luray VA 22835. The Call to Order was followed by the *Pledge of Allegiance* and the Invocation was given by Supervisor Wiatrowski. A quorum of the Board was present.

**Adoption of the Agenda:**

**Motion:** Supervisor Stroupe moved to adopt the agenda. Supervisor Foltz seconded and the motion carried by a vote of 5-0. Aye: Woodward, Wiatrowski, Stroupe, Foltz, Pendley. Nay: None. Absent: Guzy.

**Presentations, Proclamations and Awards:**

**Update on Shenandoah National Park Activities:**

Jim Northup, Superintendent of Shenandoah National Park, introduced Jennifer Flynn Deputy Superintendent of Shenandoah National Park. Mr. Northup said that this year is the 100<sup>th</sup> anniversary of the creation of the park service and he anticipates it to be a very exciting year. This past year there were 1.3 million visitors in the Park, which is an increase of over 4% from 2014. The Park, he said, continues to be a major contributor to the area's economy. He continued to say that in the past year a new foundation plan for the Park has been completed and he handed out copies to the members of the Board. He then outlined all the improvements made to the Park and discussed the fee increase.

Ms. Flynn said this will be a special year for the Park Service. The "Every Kid in the Park" program is a program where every fourth grader in the United States receives a free car pass. She mentioned that they have established two other goals for the Park, one that addresses what they think is their resources responsibility as far as what has

been left in their care. The second goal is to invest in their staff. She handed the Board members a brochure stating these goals. The celebration started New Year's Day with the Rose Parade, whose theme was "Find your Adventure". The Park Service Deputy Director rode on the front float, and the Director rode a horse with a mounted unit in the middle of the parade. There will be an IMAX film released called "National Park Adventures" in February. The U.S. Mint is also doing a special coin. She continued to explain several other events the Park has planned for the 100<sup>th</sup> Anniversary from music events to sprucing up the Park.

**Public Comments of Agenda Items:**

Mr. Grayson Markowitz, Clerk of Circuit Court, thanked the Board and wanted to congratulate those who have been newly elected and re-elected. He introduced himself as the new Clerk of Circuit Court for Page County and said the Clerk's office has hired a new employee and submitted a budget. He also thanked Mrs. Moler and the County staff for their support.

**Action Matters:**

**Budget Changes:**

Ben Blevins, Budget Officer, reviewed the budget changes with the Board.

Department	Description	Revenue Source	Expenditure	Amount
Page County Commonwealth Attorney	additional funding	Federal Government	Page County Commonwealth Attorney	\$700
Total				\$700

**Motion:** Supervisor Foltz moved to approve the Federal Asset Forfeiture fund by appropriating the amount of \$700. Supervisor Pendley seconded and the motion carried by a vote of 5-0. Aye: Wiatrowski, Stroupe, Foltz, Pendley, Woodward. Nay: None. Absent: Guzy.

**Board and Commission Appointments:**

Ms. Miller reviewed the Board and Commission vacancies with the Board:

**Building Code Appeals Board:**

The Building Code Appeals Board has three appointments that need to be made, District 2, 3, and 4. These individuals can be reappointed or nominate new ones.

**Motion:** Supervisor Wiatrowski moved to appoint Steve Cave (District 2) and Emmett Brooks (District 3) to the Building Code Appeals Board for a four year term expiring on December 31, 2019. Supervisor Stroupe seconded and the motion carried by a vote of 5-0. Aye: Stroupe, Foltz, Pendley, Woodward, Wiatrowski. Nay: None. Absent: Guzy.

**Economic Development Authority:**

Dennis Fleming (District 2) and Yvonne Berezowski (District 3) have resigned. An appointment is needed for the District 2 to be filled for a four year term from February 1,

2016 to January 31, 2020. District 3 is needed to fill an unexpired term through January 31, 2019.

Gary Morris' (Town of Shenandoah Representative) term will expire on January 31, 2016. The Town of Shenandoah has recommended Mr. Morris for reappointment. The new term will commence on February 1, 2016 and expire on January 31, 2020.

Joni McCoy (Town of Stanley Representative) has resigned. The Town has recommended the appointment of Joshua Knight. If appointed Mr. Knight will fill an unexpired term through January 31, 2018.

Jay Dedman's (At Large) term will expire on January 31, 2016. He is eligible for reappointment or another individual can be appointed. The new term would commence on February 1, 2016 and expire on January 31, 2020.

**Motion:** Supervisor Wiatrowski moved to appoint Leslie Currle (District 2) to the Economic Development Authority for a four year term from February 1, 2016 through January 31, 2020. Supervisor Foltz seconded and the motion carried by a vote of 5.-0. Aye: Foltz, Pendley, Woodward, Wiatrowski, Stroupe. Nay: None. Absent: Guzy.

**Motion:** Supervisor Stroupe moved to appoint Greg Foltz (District 3) to the Economic Development Authority for an unexpired term through January 31, 2019. Supervisor Wiatrowski seconded and the motion carried by a vote of 5-0. Aye: Pendley, Woodward, Wiatrowski, Stroupe, Foltz. Nay: None. Absent: Guzy.

**Motion:** Supervisor Pendley moved to reappoint Gary Morris (Town of Shenandoah Representative) to the Economic Development Authority for four year term from February 1, 2016 through January 31, 2020. Supervisor Wiatrowski seconded and the motion carried by a vote of 5-0. Aye: Woodward, Wiatrowski, Stroupe, Foltz, Pendley. Nay: None. Absent: Guzy.

**Motion:** Supervisor Stroupe moved to appoint Joshua Knight (Town of Stanley Representative) to the Economic Development Authority for an unexpired term through January 31, 2018. Supervisor Pendley seconded and the motion carried by a vote of 5-0. Aye: Wiatrowski, Stroupe, Foltz, Pendley, Woodward. Nay: None. Absent: Guzy.

**Motion:** Supervisor Wiatrowski moved to appoint Jay Dedman (At Large) to the Economic Development Authority for a four year term from February, 1, 2016 through January 31, 2020. Supervisor Foltz seconded and the motion carried by a vote of 5-0. Aye: Stroupe, Foltz, Pendley, Woodward, Wiatrowski. Nay: None. Absent: Guzy.

Northern Shenandoah Valley Regional Commission:

Supervisor Wiatrowski's term expired on December 31, 2015. He does not want to serve another term. He served as one of the County's two elected official appointments. Another elected official needs to be appointed, with a term to coincide with the elected

official's term of office. An alternate can also be appointed to serve in the elected official's absence.

**Motion:** Supervisor Foltz moved to appoint Supervisor Pendley to the Northern Shenandoah Valley Regional Commission and for the term to run concurrent with her term of office. Supervisor Wiatrowski seconded and the motion carried by a vote of 5.0. Aye: Foltz, Pendley, Woodward, Wiatrowski, Stroupe. Nay: None. Absent: Guzy.

Planning Commission:

A vacancy exists on the Planning Commission for the District 4 seat. An appointment needs to be made for a term to expire on January 11, 2019.

The Board deferred this to the next regular meeting.

Shenandoah Area Agency on Aging:

An individual needs to be appointed to fill a seat for a four year term.

The Board deferred this to the next regular meeting.

Social Services Board:

Term of Donnie Roudabush (District 4) expired on December 31, 2015, he is eligible to serve a second term or another individual can be appointed. A vacancy also exists for the Board of Supervisors representative. Previously, former Supervisor Darrell Short served in this capacity.

**Motion:** Supervisor Foltz moved to appoint Chairman Woodward, as the Board of Supervisors representative, to the Social Services Board. Supervisor Stroupe seconded and the motion carried by a vote of 5.0. Aye: Pendley, Woodward, Wiatrowski, Stroupe, Foltz. Nay: None. Absent: Guzy.

Stonyman Agricultural and Forestal District Advisory Committee:

The Board needs to appoint one additional farmer, three more landowners, a representative of the Board, and the Commissioner of the Revenue to the Stonyman Agricultural and Forestal District Advisory Committee.

**Motion:** Supervisor Wiatrowski moved to appoint Gene Fox (farmer) to the Stonyman Agricultural/Forestal District Advisory Committee. Supervisor Pendley seconded and the motion carried by a vote of 5.0. Aye: Woodward, Wiatrowski, Stroupe, Foltz, Pendley. Nay: None. Absent: Guzy.

**Motion:** Supervisor Stroupe moved to appoint Rebecca Smith (Commissioner of the Revenue) to the Stonyman Agricultural/Forestal District Advisory Committee. Supervisor Wiatrowski seconded and the motion carried by a vote of 5.0. Aye: Wiatrowski, Stroupe, Foltz, Pendley, Woodward. Nay: None. Absent: Guzy.

**Motion:** Supervisor Foltz moved to appoint Supervisor Wiatrowski to the Stonyman Agricultural/Forestral District Advisory Committee. Supervisor Stroupe seconded and the motion carried by a vote of 5.0. Aye: Stroupe, Foltz, Pendley, Woodward, Wiatrowski. Nay: None. Absent: Guzy.

**Consent Agenda:**

**Motion:** Supervisor Pendley moved to approve the Consent Agenda as follows:

- Financial reports for the period of December 1-31, 2015;
- Accounts payable checks, payroll checks, payroll direct deposits, and payroll tax related electronic fund transfers totaling \$1,868,781.41 for the month of December 2015;
- Minutes of December 15, 2015.

Supervisor Wiatrowski seconded and the motion carried by a vote of 5.0. Aye: Foltz, Pendley, Woodward, Wiatrowski, Stroupe. Nay: None. Absent: Guzy.

**Old Business:**

There was no Old Business for the Board to consider.

**New Business:**

**Supervisors Corner:**

Supervisor Pendley presented her Supervisors Corner for January 2016.

**Open Public Comments:**

There were no speakers during the Open Public Comments:

**Administrator's Report:**

Mrs. Moler reported that she is receiving responses from people interested in attending the Economic Development Forum scheduled for January 29, 2016. She also received notice from Stanley Rescue Squad that they wanted our paid EMS staff out of their Rescue Squad building in the evenings. Therefore, the paid staff will be temporarily working out of the former ECC building located at 120 S. Court Street. Lastly, she mentioned that the Board of Equalization training has been rescheduled to February 5, 2016, due to the anticipated snow storm. In preparation of the storm, the Emergency Operations Center will be set up on Friday morning.

**Supervisor's Time:**

All Board members thanked everyone for attending the Board meeting.

Chairman Woodward said that the January 29<sup>th</sup> meeting should be very exciting and many people will be attending and he felt sure that the County will be moving forward.

**Closed Session:** 8:20 p.m.

**Motion:** Supervisor Wiatrowski moved that the Page County Board of Supervisors convene in closed session under the Virginia Freedom of Information Act: for discussion of the award of a public contract involving the expenditure of public funds to add Page County as a member of the RSW Regional Jail Authority, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the

bargaining position or negotiating strategy of the Authority, pursuant to Section 2.2-3711(A)(29) of the Code of Virginia and to discuss legal matters with legal counsel relating to a policy decision as it concerns former employees of a Constitutional Officer, where such matters require the provision of legal advice for the purpose of evaluating the proper legal position or action to be taken by the Page County Board of Supervisors, pursuant to Section 2.2-3711 (A)(7) of the Code of Virginia. Supervisor Stroup seconded and the motion carried by a vote of 5-0. Aye: Pendley, Woodward, Wiatrowski, Stroupe, Foltz. Nay: None. Absent: Guzy.

**Exit Closed Session:** 9:50 p.m.

**Motion:** Supervisor Wiatrowski moved the closed meeting be adjourned and the Page County Board of Supervisors reconvene in open session. Supervisor Stroupe seconded and the motion carried by a vote of 5.-0. Aye: Woodward, Wiatrowski, Stroupe, Foltz, Pendley. Nay: None. Absent: Guzy.

**Certification of Closed Meeting:**

To the best of my knowledge (i) only public business matters lawfully exempted from open meeting requirements under Section 2.2-3711 (A) of the Code of Virginia, 1950, as amended, and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting.

Recorded Roll Call Vote:

	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
D. Keith Guzy, Jr.			X	
David Wiatrowski	X			
Mark Stroupe	X			
Larry Foltz	X			
Dorothy Pendley	X			
Johnny Woodward	X			

**Action from Closed Meeting:**

**Resolution to Approve Payment of Annual Leave to Sheriff's Department Personnel:**

**Motion:** Supervisor Foltz moved to approve the Resolution to approve payment of annual leave to Sheriff's Department personnel. Supervisor Stroupe seconded and the motion carried by a vote of 5-0. Aye: Woodward, Wiatrowski, Stroupe, Foltz, Pendley. Nay: None. Absent: Guzy.

#2016-01  
Board of Supervisors of the County of Page, Virginia  
Resolution to Approve Payment of Annual Leave  
To Sheriff's Department Personnel

WHEREAS, various employees in the Page County Sheriff's Office were unofficially notified by the Sheriff elect that their positions would be terminated at the end of 2015 and in response to such unofficial notice, many employees decided to take their annual/vacation leave prior to the end of the year; and

WHEREAS, allowing those employees to take their annual/vacation leave would cause the Sheriff's Department to have insufficient employees to handle the day-to-day duties of the Sheriff's Department; and

WHEREAS, in an effort to maintain sufficient staff during this time period, on December 7, 2015, the incumbent Sheriff sent an e-mail to the Page County Sheriff's Office Staff which read: "Effective this date any un-used annual leave maintained by an employee, on their date of separation from the Page County Sheriff's Office, will be paid in full to the employee"; and

WHEREAS, under Virginia law, the Page County Board of Supervisors has the authority to determine if employees of the Page County Sheriff's Office are entitled to payment for un-used annual/vacation and sick leave; and

WHEREAS, the Page County Board of Supervisors determined it is in Page County's best interest to authorize certain payments of un-used annual/vacation leave time as more particularly described below.

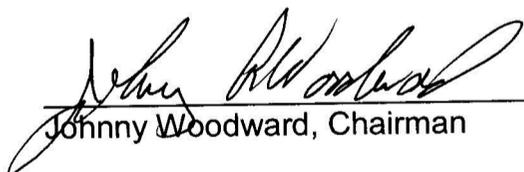
NOW, THEREFORE, BE IT RESOLVED, that those employees of the Sheriff's Department whose employment was terminated effective December 31, 2015, and who worked during the month of December, 2015, in lieu of taking annual/vacation/leave at the request of incumbent Sheriff, shall be entitled to payment of un-used annual/vacation leave in such amount as the Page County Administrator determines from the personnel record to be reasonable; and

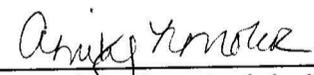
BE IT FURTHER RESOLVED, effective with the date of this Resolution, all employees of the Sheriff's Department shall be entitled to carry forward from year to year a maximum of two hundred forty (240) hours of vacation/annual leave and unlimited sick leave. However, upon the employee's separation from employment, whether voluntary or involuntary, such vacation/annual leave, sick leave and any un-used holiday leave shall not be reimbursed.

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**Adjourn:** 9:55 p.m.

With no further business, Chairman Woodward adjourned the meeting.

  
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Johnny Woodward, Chairman

  
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Amity Moler, County Administrator