

Minutes
Board of Supervisors
Regular Meeting
June 18, 2019

Members Present: Morgan Phenix, Chairman At-Large
 D. Keith Guzy, District 1
 David Wiatrowski, District 2
 Mark Stroupe, District 3
 Larry Foltz, District 4

Absent: Jeff Vaughan, District 5

Staff Present: Amity Moler, County Administrator
 Regina Miller, Assistant County Administrator
 Liz Lewis, Economic Development & Tourism Coordinator
 Nathan Miller, County Attorney
 Janeena Zalipski, Office Aide

Call to Order:

Chairman Morgan Phenix called to order the regular meeting of the Page County Board of Supervisors on June 19, 2019, at 7:00 p.m., in the Board of Supervisors Room located in the Page County Government Center, 103 South Court Street, Luray. The Call to Order was followed by the Invocation given by Josh Parlett and the *Pledge of Allegiance*.

Adoption of the Agenda:

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

Presentations, Proclamations and Awards:

Sheriff Re-accreditation Certificate Presentation:

Colonial Anthony (Steve) Pike, Police Chief of Richmond Virginia, and Vice Chairman of the State Accreditation Commission, said it was an honor to present Sheriff Cubbage and his department with the Re-accreditation Award. The three-day assessment took place in January of 2019 and every aspect of the office was reviewed. The team interacted with many of the employees and each one of them demonstrated a high level of job knowledge, confidence, and job satisfaction. The team found the entire agency, especially Sheriff Cubbage, to be committed to the highest level of professional conduct and accountability to the citizens of Page County. He noted that this is the fifth award for the Department. It has met all of the requirements set forth by the Commission and he presented the award to Sheriff Cubbage.

Public Comments on Agenda Items:

There were no speakers during Public Comments on Agenda Items:

Action Matters:

Special Entertainment Permit – VFW Picking at the Post:

Liz Lewis, Economic Development/Tourism Coordinator, said VFW Post 621 has requested a special entertainment permit to conduct the Picking at the Post event August 30-September 1, 2019 from 2:00 p.m. -9:00 p.m. to be held at VFW Post 621, 218 Veterans Lane, Luray, Virginia. In its 6th year, the VFW Bluegrass Festivals are a fundraising mechanism for Post 621. It's a three-day music event, with camping and concessions available. She recommended the Board approve this special entertainment application.

Motion: Supervisor Guzy moved that the Board of Supervisors approve the Special Entertainment Permit application for the following VFW Post 621 events: Picking at the Post – August 30 – September 1, 2019 from 2:00 pm – 9:00 pm. Supervisor Wiatrowski seconded and the motion carried by a vote of 5-0. Aye: Guzy, Wiatrowski, Stroupe, Foltz, Phenix. Nay: None. Absent: Vaughan.

Special Entertainment Permit – Luray Triathlon:

Liz Lewis, Economic Development/Tourism Coordinator, said Racine Multisports has requested a special entertainment permit to conduct the Luray Triathlon, from 5:00 a.m. on August 16 – 1:00 p.m. August 18, 2019, at Lake Arrowhead and surrounding area, in Luray, Va. Now in its 14th year, the Luray International Triathlon is an Olympic distance triathlon. A single loop swim in Lake Arrowhead for 41km then bike on paved roads through the woods and farms of Page County. The 10K run is a 2x out and back with rolling hills and all on paved roads. She recommended the Board approve this special entertainment permit application.

Motion: Supervisor Foltz moved that the Board of Supervisors approve the Special Entertainment Permit application for the Luray Triathlon, 5:00 a.m. August 16 – 1:00 p.m. August 18, 2019 at Lake Arrowhead and surrounding areas. Supervisor Guzy seconded and the motion carried by a vote of 5-0. Aye: Wiatrowski, Stroupe, Foltz, Phenix, Guzy. Nay: None. Absent: Vaughan.

Tower Lease Agreement:

Mrs. Moler explained that at one time the County was paying \$800 a month to a sub-lessee of the tower from the Graves' family. Since the Graves family has taken the tower over, they have been very generous and not charged the County at all which equates to about \$60,000 in savings to the County. With the new radio system, we are hoping to implement, they have agreed to a short-term agreement for six months, at \$400 a month. Once the new radio system is underway, another fee will be renegotiated. She noted the

only change to the agreement is to paragraph 1 to strike the word “etc.” because the County cannot enter into an agreement with that word in it.

Motion: Supervisor Guzy moved to adopt the tower lease agreement after striking the word “etc.” from paragraph 1. Supervisor Stroupe seconded and the motion carried by a vote of 5-0. Aye: Stroupe, Foltz, Phenix, Guzy, Wiatrowski. Nay: None. Absent: Vaughan.

Proposed Amendment to the Rules of Procedure:

Supervisor Guzy proposed that the Board amend the Rules of Procedure to include an addition for meetings and attendance, which will read as follows:

IX. Meetings & Attendance.

L. Should a member of the Board schedule meetings with any Page County governmental unit, individuals or businesses having matters before these entities; the member is encouraged to advise the County Administrator who will notify other Board members of the time and place to insure that there are no more than two (2) Board members who attend the meeting unless a public Notice is posted advising the public of the meeting.

Chairman Phenix expressed his concern with recordkeeping by the administration staff. Mrs. Moler said it would be a first come first serve basis, if an invite to a meeting was offered. Once two Board members accepted, the invitation would be closed. If more than that attend, it would be considered a public meeting and would have to be advertised.

Supervisor Foltz suggested staff check with surrounding counties to see what they have in place. He felt Mrs. Moler should not have to be bothered with calling the Supervisors every time one of them is invited to a meeting.

Mr. Miller, County Attorney, said he would look at other counties policies on this. He said that a public meeting needs to be defined in their Rules of Procedure. Once this is accomplished he will bring something more detailed back to the Board for discussion.

The Board was in consensus to table this until legal counsel brings a more detailed amendment and all members are present for a vote.

Budget Changes:

Mrs. Moler said that the Page County Economic Development requested an appropriation of state funding in the amount of \$3,800. The Page County Sheriff's Department requested an appropriation of state funding in the amount of \$11,438.18. The Page County Capital Improvement Fund, on behalf of the Sheriff's Department, requested a local appropriation of \$49,574, in order to acquire two Dodge Charger V8 AWD vehicles.

The Capital Improvement request, on behalf of the Sheriff's Department, would be entirely met with local funds. A match component associated with the grant received by economic development has been met with existing departmental funds.

Supplemental Appropriations Request:

Department	Description	Revenue Source	Expenditure	Amount
Economic Development	VTC Marketing Leverage Grant	VTC Marketing Leverage Grant 101-0000-319.02-11	VTC Marketing Leverage 101-8150-481.59-37	\$3,800.00
Jail	Guard Duty Reimbursement	Guard Duty Reimbursement 101-0000-323.02-02	Overtime 101-3310-433.11-06	\$8,304.66
Investigations	Asset Forfeiture Foundation	State Asset Forfeiture 101-0000-324.04-01	State Asset Forfeiture 101-3121-431.58-09	\$3,133.52
Capital Improvements	Purchase of Vehicles	General Fund Balance 101-0000-341.04-07	Motor Vehicles & Equip. 301-9420-541.80-05	\$49,574.00
Total				\$64,812.18

Motion: Supervisor Stroupe moved to approve the appropriation of local and state funding in the amount of \$64,812.18. Supervisor Foltz seconded and the motion carried by a vote of 5-0. Aye: Foltz, Phenix, Guzy, Wiatrowski, Stroupe. Nay: None. Absent: Vaughan.

Board and Commission Appointments:

Mrs. Miller, Assistant County Administrator, reviewed the Board and Commission Appointments as follows:

Economic Development Authority:

A vacancy exists on the EDA for District 3. An appointment is needed for a four-year term through January 31, 2023.

A vacancy exists on the EDA for District 5. An appointment is needed to fill an unexpired term through January 31, 2021.

No names were given for consideration. The appointments were deferred until July.

Planning Commission:

A vacancy exists for the District 4 seat. An individual needs to be appointed for a four-year term expiring on January 11, 2023.

No names were given for consideration. The appointment was deferred until July.

Consent Agenda:

Motion: Supervisor Guzy moved to approve the consent Agenda as follows:

- Financial reports for the period of May 1-31, 2019;
- Accounts payable checks, payroll checks, payroll direct deposits, and payroll tax related electronic fund transfers totaling \$1,686,828.36 for the month of May 2019;
- Minutes of May 7, 2019, May 15, 2019 and May 21, 2019;
- Three coyote claims totaling \$150.

Supervisor Stroupe seconded and the motion carried by a vote of 5-0. Aye: Phenix, Guzy, Wiatrowski, Stroupe, Foltz. Nay: None. Absent: Vaughan.

Old Business:

There was no Old Business to discuss.

New Business:

Supervisor Wiatrowski asked if legal counsel could follow up on the seven-cent gas tax increase for counties along the Interstate 81 corridor that will go to help fund the road improvements. Most of our citizens travel on Route 340 and not I-81. He said Page County does not border the interstate and the County should not be included on this tax increase. Mr. Miller said he would look into the matter and draft a letter to send on behalf of the Board

Nathan Miller, County Attorney, said that the Virginia General Assembly amended the Freedom of Information Act (FOIA), which becomes effective July 1, 2019. It requires that all elected government officials participate in online training session. The FOIA Council or the local attorney shall provide the online training. He wanted the Board to be aware of the requirement, but they should wait until the FOIA Council announces a plan.

Supervisor Stroupe asked about limits for political signs. Mrs. Moler said the Planning Commission is working on amendments to the sign ordinance for the County.

Open Public Comments:

Beth Snider said she has a copy of a letter about solar projects from the Shenandoah Alliance, which was sent to the Board and she urged the Board to read it. The letter is about the intensive research and knowledge about protective measures for utility scaled solar recommendations. She said she has spent many hours researching Urban Grid. She hopes that the Board of Supervisors, County Administrator and County Attorney would do their own research on a company that will place a huge industrial footprint with so many potential risks and such a long length of commitment. Mrs. Snider is concerned over the tax burden this will place on the citizens.

Kris Garrett said last time she attended a meeting the Board had turned down the solar industrial site for Cape Solar, by a tie vote with the Chairman casting the tie vote. She then read in the newspaper that the vote was not valid. Mrs. Garrett asked why when the

next Board meeting came around they did not take another vote. Urban Grid is now offering \$200,000 when the permit is signed, then another \$200,000. The money is not worth it, and it is not the best thing for Page County.

JoAnn Smeltzer asked that the Board vote against any additional utility scale solar development in Page County. Learn from other counties, most counties do their homework and conduct complete impact analysis studies, before approving any special use permit for solar development.

Paul Quigg referred to the revisions in the Cape Solar special use permit, paragraph 13 [pertaining to decommissioning], which he read aloud and said this is a false statement, but no one on the Board has questioned it. It has never been approved by the Board, he cannot understand why it is still in the document. Paragraph 30 he also read aloud, and he said this is not a proffer; it is a direct payment for services. You provide a permit you get \$200,000.

Administrator's Report:

Mrs. Moler said on June 27, 2018, she and other staff members will be attending the VACO seminar on Utility Solar. She said she will be leaving at 12 noon, on Friday, June 20, 2019, for a family members wedding. She explained that she signed up for and applied to the NACO (National Association of Counties) High Performance County Leadership Academy. This is a 12-week course and the cost is usually \$2,000; however, she was granted a \$1,500 scholarship for the Academy. Lastly, the radio RFP was re-advertised on June 7, 2019, with the bids due on July 8, 2019. Once bids are received she will bring it back to the Board.

Supervisors Time:

Supervisor Foltz thanked everyone for attending the meeting.

Supervisor Stroupe thanked everyone for coming out and mentioned the 80 jobs lost due to Wrangler closing the second shift operations. He said the County needs to move forward with something to create some growth and tax revenue.

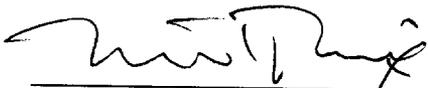
Chairman Phenix announced the Page County Armature Radio Club will be demonstrating their emergency radio communications skill during a 24-hour period, on Saturday June 22, 2019, at 2:00 pm ending Sunday June 23, 2019, at 2:00 pm, at the FFA Pavilion at Lake Arrowhead. Everyone is welcome to attend. He and Mike Uram attended the Regional Commission workshop on solar industrial developments.

Supervisor Wiatrowski reminded everyone that the 80 jobs lost are not tourism jobs; these are jobs with retirement and health insurance. Everyone continuously focuses on tourism and agriculture which is not exactly what we all want here. We want jobs and we need jobs. He felt the County is still not focused on this.

Supervisor Guzy said that he had met with Wrangler eight years ago when he was on the EDA, and they were not interested in growing then. The Count needs to work on filling these spaces. We have land and buildings that have been vacant for years. He stated that he hears about the solar projects everywhere he goes in Page County. He said Mr. Quiqq had sent him an email about the proffers for the solar project, which he forwarded to legal counsel. He said proffers are tricky and must be dealt with carefully.

Adjourn: 8:00pm.

With no further business, Chairman Phenix adjourned the meeting.



Morgan Phenix, Chairman



Amity Moler, County Administrator