



BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR.
West District

DR. JESSICA LIGON
South District

CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

AGENDA
NELSON COUNTY BOARD OF SUPERVISORS
MARCH 12, 2024
THE REGULAR MEETING CONVENES AT 2:00 P.M. IN THE
GENERAL DISTRICT COURTROOM AT THE COURTHOUSE IN LOVINGSTON

- I. CALL TO ORDER**
 - A. Moment of Silence
 - B. Pledge of Allegiance

- II. PUBLIC COMMENTS**

- III. CONSENT AGENDA**
 - A. Resolution – **R2024-13** Minutes for Approval
 - B. Resolution – **R2024-14** Budget Amendment
 - C. Resolution – **R2024-15** FY25 Creative Communities Partnership Grant
 - D. Resolution – **R2024-16** Opposition to Aqua Virginia Rate Increase
 - E. Resolution – **R2024-17** Virginia Main Street Annual Compliance

- IV. PROCLAMATION – AMERICAN RED CROSS MONTH (P2024-01)**

- V. PRESENTATIONS**
 - A. VDOT Report
 - B. VDOT Smart Scale Pre-Applications – Carson Eckhardt
 - C. Parks and Recreation Upcoming Projects – Jerry West
 - D. FY25 Budget Introduction and Proposed Schedule

- VI. NEW & UNFINISHED BUSINESS**
 - A. Shipman Historic District Cost Share Grant Application
 - B. Comprehensive Plan – Planning Commission’s Recommendations

- VII. REPORTS, APPOINTMENTS, DIRECTIVES AND CORRESPONDENCE**
 - A. Reports
 - 1. County Administrator’s Report
 - 2. Board Reports
 - B. Appointments
 - C. Correspondence
 - D. Directives

- VIII. CLOSED SESSION PURSUANT TO §2.2-3711 (A)(7) & (A)(8)**

- IX. ADJOURN AND CONTINUE TO _____ FOR A BUDGET WORK SESSION, AN EVENING SESSION WILL NOT BE CONDUCTED.**



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**RESOLUTION R2024-13
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MINUTES**

(October 10, 2023, November 16, 2023, December 4, 2023 and December 12, 2023)

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on **October 10, 2023, November 16, 2023, December 4, 2023 and December 12, 2023** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

Approved: March 12, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors

October 10, 2023

Virginia:

AT A REGULAR MEETING of the Nelson County Board of Supervisors at 2:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston, Virginia.

Present: Jesse N. Rutherford, East District Supervisor –Chair
J. David Parr, West District Supervisor – Vice Chair
Ernie Q. Reed, Central District Supervisor
Robert G. “Skip” Barton, South District Supervisor
Candice W. McGarry, County Administrator
Amanda B. Spivey, Administrative Assistant/Deputy Clerk
Linda K. Staton, Director of Finance and Human Resources
Emily Hjulstrom, Planner
John Adkins, Emergency Services Director

Absent: Thomas D. Harvey, North District Supervisor

I. CALL TO ORDER

Mr. Rutherford called the meeting to order at 2:01 p.m. with four (4) Supervisors present to establish a quorum and Mr. Harvey being absent.

- A. Moment of Silence
- B. Pledge of Allegiance – Mr. Barton led in the Pledge of Allegiance.

II. PUBLIC COMMENTS

There were no persons wishing to speak during public comments.

III. CONSENT AGENDA

Mr. Parr moved to approve the Consent Agenda as presented and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following resolutions were adopted:

- A. Resolution – **R2023-63** Minutes for Approval

**RESOLUTION R2023-63
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MINUTES
(April 18, 2023 and April 20, 2023)**

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on **April 18, 2023 and April 20, 2023** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

- B. Resolution – **R2023-64** Budget Amendment

**RESOLUTION R2023-64
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2023-2024 BUDGET
October 10, 2023**

I. Appropriation of Funds (General Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 1,600.00	3-100-009999-0001	4-100-021020-7001
\$ 24,161.00	3-100-009999-0001	4-100-022010-5419
\$ 5,705.00	3-100-001899-0041	4-100-022010-5419
\$ 1,283.63	3-100-001899-0040	4-100-031020-5419
\$115,172.65	3-100-009999-0001	4-100-031020-5419
\$ 583.10	3-100-002404-0001	4-100-031020-5419
\$ 5,641.97	3-100-009999-0001	4-100-031020-3036
\$ 3,070.98	3-100-009999-0001	4-100-031020-3037
\$ 35,000.00	3-100-002404-0047	4-100-032010-1005
\$192,218.33		

II. Transfer of Funds (Departmental Requests)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 100.00	4-100-021050-3004	4-100-021050-7002
\$ 1,000.00	4-100-021050-5504	4-100-021050-7002
\$ 350.00	4-100-021050-5801	4-100-021050-7002
\$ 1,600.00	4-100-021060-3006	4-100-021060-7007
\$ 3,050.00		

III. Transfer of Funds (General Fund Non-Recurring Contingency)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 11,000.00	4-100-999000-9905	4-100-091030-5644
\$ 21,389.00	4-100-999000-9905	4-100-091030-5686
\$ 32,389.00		

IV. PROCLAMATION – OCTOBER IS DOMESTIC VIOLENCE AWARENESS MONTH (P2023-03)

Victim Witness Advocate Beth Phelps thanked the Board for the proclamation of Domestic Violence Awareness Month. She reported that last year, the Nelson County Victim Witness Program provided direct services to over 180 victims of crime, 72 of which were victims of domestic violence. She invited the Board to the annual Domestic Violence Awareness event on October 20th at the Courthouse at 5:30 p.m. She indicated they would have two (2) guest speakers, noting that one of the speakers was a victim of stalking and the other was a victim of sexual assault. She explained that the speakers would share their stories of recovery, how they utilized the services from Victim Witness Program, and how they worked with the Commonwealth Attorney’s office in obtaining guilty verdicts in both cases. Ms. Phelps recognized the Commonwealth Attorney’s office for the work they do in preparing and prosecuting these difficult cases. Ms. Phelps noted that the event on October 20th would take place on the Courthouse lawn.

October 10, 2023

Commonwealth's Attorney Daniel Rutherford was also present. He thanked their law enforcement partners, as well as the Victim Witness Advocate for all of the work they do. He noted that his office was grateful to have Ms. Phelps as the Victim Witness Advocate.

Mr. Reed read Proclamation **P2023-03** aloud and made a motion to adopt the proclamation as presented. Mr. Barton seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following proclamation was adopted:

**PROCLAMATION P2023-03
NELSON COUNTY BOARD OF SUPERVISORS
OCTOBER IS DOMESTIC VIOLENCE AWARENESS MONTH**

WHEREAS, the problems of domestic violence are not confined to any group or groups of people but cross all economic, racial and societal barriers, and are supported by societal indifference; and

WHEREAS, the crime of domestic violence violates an individual's privacy, dignity, security, and humanity, due to systematic use of physical, emotional, sexual, psychological and economic control and/or abuse, with the impact of this crime being wide-ranging; and

WHEREAS, no one person, organization, agency or community can eliminate domestic violence on their own—we must work together to educate our entire population about what can be done to prevent such violence, support victims/survivors and their families, and increase support for agencies providing services to those community members; and

WHEREAS, the Shelter for Help in Emergency and the Nelson County Victim/Witness Program have led the way in the County of Nelson in addressing domestic violence by providing 24-hour hot line services to victims/survivors and their families, offering support and information, and empowering survivors to chart their own course for healing; and

WHEREAS, the Shelter for Help in Emergency commemorates its 44th year of providing unparalleled services to women, children and men who have been victimized by domestic violence; and

WHEREAS, the Nelson County Victim/Witness Program currently provides victim advocates and a support group for those seeking relief from domestic violence in Nelson County;

NOW THEREFORE, BE IT RESOLVED, in recognition of the important work being done by the Shelter for Help in Emergency and the Nelson County Victim/Witness Program, the Nelson County Board of Supervisors do hereby proclaim the month of October 2023 as **DOMESTIC VIOLENCE AWARENESS MONTH**, and urge all citizens to actively participate in the elimination of personal and institutional violence against women, children and men.

V. PRESENTATIONS
A. VDOT Report

Mr. Robert Brown of VDOT gave the following report:

Mr. Brown reported that over height detection for the Tye River underpass was cost prohibitive. He noted that they were looking at having a height restriction on that route. He noted in the past when trucks would get hung in the underpass or turn around in the neighbor's yard and cause damage, there was nothing

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enforceable in place. He explained that it would be enforceable restriction, and once in place, any trucks they would be able to ticket trucks for being on that road. He commented that he did not know if the over height restriction would stop trucks from trying to come through, but it would allow for the Nelson County deputies and Virginia State Police to ticket drivers if the truck was over height.

Mr. Brown reported that they would be completing the final mowing on Route 29. He noted the mowing should start October 30th for a total cut of all medians and shoulders.

Mr. Brown reported that pavement repairs had been completed on Rockfish School Road. He noted that Route 641 (Dutch Creek) had clogged pipes that had now been cleaned out. He commented that there had been some sight distance concerns at Route 29 and Route 718. He reported that the bushes were cut back some, but additional work would be done later.

Mr. Brown reported that extensive work had been done on Findlay Gap Road. He noted that it was better but still in need of a lot of maintenance. He commented that the road was still narrow. Mr. Brown reported that he drove through all of the stream fords and they were good and passable as of that day.

Mr. Brown indicated that they were nearing completion of hard surfacing on Jacks Hill Road. He noted that Cow Hollow was the only unpaved road that they would not build in the current year. He noted that it was funded in the current six-year plan and they would begin working on it as soon as Jacks Hill was complete.

Supervisors then discussed the following VDOT issues:

Mr. Barton:

Mr. Barton asked if the brush had been cleared away from the sign at the Tye River underpass. He noted that the height sign located just before driving down the hill on the east side, was partially covered.

Mr. Barton asked Mr. Brown if he would be able to call Mrs. Moyer to let her know to report any trucks coming through to the Sheriff's Office. Mr. Brown commented that he was not sure when the restriction would be up, it was in the works, but there would be a height restriction in accordance with §46.2-1104 of the Code of Virginia. He noted that it would be an enforceable restriction.

Mr. Reed:

Mr. Reed asked if there were any updates on the 151 corridor study. Mr. Brown noted that it was moving on and Mr. Youngblood was the VDOT person in charge of that. He commented that there would be scheduled public hearings on the results when appropriate. Mr. Brown noted that he was not sure when it would be completed but there would be public input from the citizens and the Board. Mr. Reed noted that they were trying to include any information in the Comprehensive Plan to safeguard the 151 corridor.

Ms. McGarry noted that she would be reporting on the 151 corridor study in her report also. She commented that a public workshop was in the works for November 1st at the Rockfish Valley Community Center, she noted that they were currently working to get it scheduled.

Mr. Barton asked when the height restriction would be placed in GPS system, noting that was the reason people drove through there. Mr. Brown noted that the height restriction would be reported to DMV for their records, but he did not think that VDOT would put it into some GPS system, because they did not deal with VDOT, they dealt with DMV. He noted that the restriction would go to the DMV databank and to the Virginia Truckers Association. Mr. Brown commented that VDOT would not be calling a GPS company.

Mr. Parr:

Mr. Parr asked what expensive height detection system was. Mr. Brown explained that it was a bollard hanging over the roadway that measured height and involved a traffic signal. Mr. Parr suggested something similar to what hung from drive-thru's that would indicate "if you hit this, you will hit that." He commented that it was simple, and asked if it were realistic. Mr. Brown noted it was simple to him, but not to the traffic engineers, noting he had asked the same thing. Mr. Brown commented that the cost was around \$150,000 or more. Mr. Parr wondered what the cost was to move a truck out of the way once it got stuck. Mr. Brown commented that there was no reason for those trucks to come through there. He noted that the majority were coming from Route 60 following GPS, and they had to drive past three (3) warning signs with places to turn around. He commented that he did not think the signs were the problem, he noted they were just following GPS and did not know any better.

Mr. Rutherford:

Mr. Rutherford commented that Whipoorwill Road off Peavine had been on the five-year plan, but there was an issue with an abandoned VDOT easement past the end of state maintenance. He asked what the process would be to obtain, possibly a portion of the abandoned easement back. Mr. Rutherford asked if Mr. Brown could follow up with information on the process.

Mr. Rutherford the intersections in Lovington, and asked when they might receive some design suggestions from VDOT for Smart Scale applications. Mr. Brown noted that pre-submission applications would be in May. Mr. Rutherford thought they might get some suggestions by spring. He noted that the TAP grant application for Lovington had been submitted, and asked Mr. Brown to suggest any stakeholders that he should lobby.

Introduction

Mr. John Adkins introduced Ms. Amy Justus as the Supervisor for the Dispatch Center. He reported that they had conducted five interviews with well qualified candidates both internally and externally. He noted that Ms. Justus was one of the center's senior communications officers with over 20 years of experience in 911 dispatch. He commented that they were happy to offer the position and promote Ms. Justus to supervisor at the ECC (Emergency Communications Center). Ms. Justus thanked the Board.

Mr. Rutherford thanked Dispatch for being the silent heroes on the phone. He noted the fire at his home just prior to his wedding and expressed his appreciation for everyone who responded. He also noted the difficult job that Dispatchers had and thanked them.

VI. NEW & UNFINISHED BUSINESS

A. Special Use Permit #1005 – Campground (Deferred from September Meeting)

Ms. Hjulstrom reintroduced SUP #1005 from the previous month. She reported that it was a special use permit application for a one-site campground. She explained that the owners intended to live in the house on the property, and they wanted to be able to rent out their own personal camper during times when they were not using it themselves. Ms. Hjulstrom showed the proposed camper location on the site map, which was on the north side of the house and would meet the setback requirements. She reported that there was no flood plain and the area was agricultural and residential in nature. Ms. Hjulstrom indicated that the property was zoned A-1 and was accessed by an existing entrance. She noted that VDOT had no comments.

She reported that the house was served by existing utilities. She reported that the owner had been in contact with the Health Department. She noted that the property was located in an area designated Rural and Farming on the Future Land Use Map.

Ms. Hjulstrom reported that on August 23, 2023, the Planning Commission voted (6-0) to recommend approval of the special use permit with the following conditions:

1. There shall be no more than one site, and the unit shall be provided by the property owner.
2. The location of the site shall meet property setbacks.

Owner applicant Luke Hoge was present. Mr. Hoge noted that Ms. Hjulstrom summed up the application well. He commented that his direct neighbors had spoken in favor of the application. He noted that all of the neighbors he had spoken with were in favor. Mr. Hoge noted that the permit he applied for was for a campground but it was just his single camper that he wanted to rent out on his property and he wanted the conditions spelled out to state that. Mr. Rutherford noted that the public hearing had already taken place. The Board had no questions for Mr. Hjulstrom or the applicant.

Mr. Barton made a motion to approve **Special Use Permit #1005** with the conditions recommended by the Planning Commission as follows:

1. There shall be no more than one site, and the unit shall be provided by the property owner.
2. The location of the site shall meet property setbacks.

Mr. Parr seconded the motion. There was no further discussion and Supervisors approved the motion unanimously (4-0) by roll call vote.

B. Ambulance Funding Request – Rockfish Valley Volunteer Fire and Rescue

Tony Reid of the Rockfish Valley Volunteer Fire Department was present to request fifty (50) percent funding for a new ambulance that would be a replacement. He explained that this was normally done in the past by the Rescue Squad submitting for the Rescue Squad Assistance fund, but they were declined for the grant in March due to the mileage on truck (around 88,300 miles) and concerns regarding the number of calls covered by the agency. Mr. Reid commented that currently, Rockfish was probably the most active all-volunteer rescue squad in the County. He noted that they tried to assist with the paid crews if needed. He also noted that if the paid crew had a truck break down and were in need of a truck, Rockfish had two ambulances and could loan out one.

Mr. Reid reported that a new truck cost around \$334,000. He indicated that he had found a few demo trucks that were already built and available. He explained that the demo trucks were basically new trucks, they were just taken around to different agencies to demo. He asked if the County would still put forward the 50 percent, and then the Agency would go to the Emergency Services Council to borrow the other 50 percent from the interest free loan fund to purchase the ambulance. Mr. Parr confirmed that the request had been recommended by the EMS Council. He noted that it was his understanding that the request was previously approved with the assumption that Rockfish were to receive the grant for the 50 percent funding, which did not work out.

Ms. McGarry commented that 50 percent of the desired Horton demo ambulance would be \$149,865. She noted that the County's current budget balance in the Emergency Vehicle line was \$157,885, which if approved, would be where the money would be paid from. Ms. McGarry then reported that Rockfish did

not have any outstanding loans currently, and she noted that the Interest Free Emergency Loan fund balance was \$702,914.

Mr. Parr moved to approve the 50 percent funding request for Rockfish Valley Volunteer Fire Department as presented. Mr. Barton seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation.

VII. REPORTS, APPOINTMENTS, DIRECTIVES AND CORRESPONDENCE

A. Reports

1. County Administrator's Report

Ms. McGarry presented the following report:

- A. Comprehensive Plan:** The project website is www.Nelson2042.com. The County considered public feedback to date at a joint meeting of the Board of Supervisors and Planning Commission on September 28th and made adjustments to plan language to be incorporated into a revised draft. Additional feedback from the County and the public will be taken until October 26th. Comments may be left by completing a form on the nelson2042.com homepage or on the idea wall or by contacting County staff and Supervisors through October 26th. Final edits will be incorporated into a final draft tentatively by December 7th with public hearings to be held by the Planning Commission in late January and then by the Board of Supervisors in February.
- B. Piney River Solar, LLC Special Exception 2023-369 – Amherst County:** On August 17th, Amherst County held a public hearing on a special exception request for a revised utility scale solar energy system by Piney River Solar, LLC located at 2508 Patrick Henry Highway which is adjacent to the Piney River trail and it was referred back to their Planning Commission for consideration in September. The Amherst Planning Commission recommended denial of the permit siting inconsistency with the County's Comprehensive Plan. Their Board of Supervisors will hold a public hearing on the permit at its October 17th meeting.
- C. State PSAP Staffing Recognition Grant:** The County applied for and will receive a one-time Virginia Department of Emergency Management grant that is meant to recognize and retain 911 dispatchers in State recognized PSAPs (Primary Safety Answering Points). The County will receive \$35,000 for this purpose, \$2,500 per each grant eligible position, which for Nelson includes 12 FT 911 Dispatch positions and 2 FT Authorized full-time PSAP managers/ supervisors who are certified and actively work on the 9-1-1/ operations floor. Our project plan and timeline entails paying out \$1,250 to each eligible employee in November 2023 and \$1,250 in March 2024. The grant is on a reimbursement basis and appropriation of these funds were included in the October budget amendment for the Board's consideration. A huge thank you to John for getting our folks this grant that recognizes the excellent work they are doing!
- D. Courthouse Complex Tree Work:** The Board of Supervisors authorized essential tree removal work at the Courthouse Complex; which is planned for October 11th – 13th from 7:30 am to 6:30 pm daily. For the duration of this work, the primary Courthouse Complex entrance at Courthouse Square will be closed and parking will be restricted along the rock wall of Court Street down to the corner of this entrance. The use of noise generating machinery and equipment is expected. Notices about this work have been distributed physically and by email to County employees and neighboring properties and will also be posted on the County's website.

Ms. McGarry noted that AEP was currently on site to look at the work that would take place around the utility lines.

- E. Nelson County Service Authority (NCSA) Term Engineering Contract:** The Service Authority issued an RFP for Term Contract Engineering Services, four proposals were received, and a unanimous decision was made by the evaluation committee to negotiate a contract with the top ranked firm. The contracted firm will provide engineering tasks on an as needed basis as scoped. As authorized by the Board of Supervisors and in partnership with the NCSA, the first tasks to be scoped will be a Preliminary Engineering Report or PER that evaluates the Lovingson water and wastewater system capacities, which will include evaluation of the Dillard Creek area for a water impoundment and treatment plant and revitalization/modernization of the old Lovingson wastewater treatment plant. Staff will advise the Board of the cost proposals for this work when established.

Ms. McGarry noted she would not yet name the firm as she was not sure where the Service Authority was in the notification process.

F. FY24 State Budget Amendment:

Salary Adjustments: The General Assembly's budget passed on September 6th contains funding of a 2% salary increase for K-12 education - SOQ recognized positions beginning January 1, 2024. It is my understanding the School Division intends to provide this increase across the board and can do so within their current budget. State supported local employees will receive an increase of 2% in their base salary after any approved targeted salary initiatives, effective December 1, 2023. Targeted salary initiatives include: reapplication of a compression increase for sworn deputies currently in an eligible position as they were on August 1, 2022. An adjustment for elected Sheriff's to account for the State's consolidation of population groups, restoration of unfunded positions in the Commissioner of Revenue and Treasurer's offices at 50% reimbursement, and targeted increases for Assistant Commonwealth Attorneys and Circuit Court Clerk's Deputies. These funded salary increases will increase the amount of reimbursement to the County from the State; however, if applied uniformly to non-state funded positions, it will increase costs for locally funded positions. Staff is analyzing these impacts to be reported to the Board for consideration, prior to implementation of these pay adjustments. Note: The State Compensation Board memo on this states that since 2017, General Assembly language in the budget does not allow for these across-the-board salary increases for Constitutional Officers and employees to offset local salary supplement funds.

Regional Jail Authority Funding: The State's provision of 25% funding for the Regional Jail Authority's renovation project was included in the budget amendment. ACRJ is proceeding with scheduling its Financial Advisors (Davenport & Co.) to present an interim financing strategy to each member jurisdiction for approval. They are scheduled to present this at the Board's November 16th regular meeting.

- G. Opioid Abatement Authority Grants:** Partnership agreements are being circulated for signature for the Cooperative Partnership Grants awarded by the Opioid Abatement Authority. These awards are for \$834,974 for CITAC expansion and addition of 23-hour crises response and \$448,500 for Blue Ridge Center Community Response and addition of Community Drop In. There is no local match for these grants and Albemarle County will serve as the fiscal agent and will perform grant management functions.

- H. Route 151 Corridor Study Update:** VDOT and their consultant are updating the study which will include the dissemination of a public survey and a second in-person meeting to be scheduled for the first week of November tentatively at the Rockfish Valley Community Center at a time TBD. Following the public meeting, cost estimates on recommendations will be finalized and a subsequent VDOT presentation to the Board of Supervisors will be scheduled. As previously noted,

this schedule flows well with that of the Comprehensive Plan; allowing for its consideration and inclusion in the final draft to be presented for public hearings in early to mid-winter 2023.

- I. Polling Place ADA Compliance Assessments:** The Virginia Department of Elections requires annual assessment of the County's polling places for ADA Compliance and further requires confirmation of ADA compliance through local Electoral Board certification. This annual certification is due back to the State by Monday, October 16, 2023. The Registrar (Jackie Britt) and her staff, Paul Truslow, and Mr. Tom Vandever, the Executive Director of the Independence Resource Center, conducted ADA assessments of all 9 of our voting sites which noted that 3 of our precinct locations (Lovington Fire Department, Gladstone Rescue Squad, and Massies Mill Ruritan Club) presented outside accessibility difficulties that would need modification to become fully ADA accessible by the November election. Paul and Billy worked diligently with Jackie and her staff over the last few weeks to obtain the site owner's permission at each location and to implement the required ADA compliance fixes recommended by Mr. Vandever. The primary alterations made at each of these locations involved concrete work that provided modification of the slope of the approaches to and leveling of the landing spaces at the entryways of the front doors and some minor increases in size of parking areas. There were a few accessibility issues identified at the Registrar's office with the primary issue being handicap van accessible parking. This has been temporarily addressed through coordination with Atlantic Union Bank for the temporary dedicated use of a shared handicap van accessible space immediately adjacent to the Registrar's building and new striping of said space up through the November election. A shared permanent space has been requested of the Bank by the County with the outcome TBD. Mr. Vandever returned to evaluate the work that was done, noting all sites were fully ADA compliant and commending County staff for achieving this compliance so expeditiously. The Electoral Board will now be able to certify ADA compliance to the state by the deadline. A huge thank you goes out to Jackie and her staff and to our maintenance staff (Paul and Billy) for making this a priority!
- J. DSS Building/Callohill Site:** PMA has evaluated use of a centralized filing system versus individual office files for the impact to square footage; noting "The conclusion is that this would reduce the total square footage for offices by 126 square feet but add a new room that would enlarge the building by 575sf to 625sf. This is why small DSS offices rely on case files to remain in the offices." Timmons has reported that the newest site concept has been successful in reducing the footprint of the project from the first concept in 2022. The newest concept requires about 3.5 acres of development on the site as opposed to 5 acres. Additionally, if the project only entails DSS needs, then the actual development of the site and parking can yield a smaller parking lot and building footprint; which could reduce the site development costs as much as \$1M from the first estimate and it would also reduce the budget for the building. PMA recommends having Downey & Scott update their cost estimate. Timmons has also reported that addressing stormwater will either require creating a stormwater retention pond on site, which may require blasting, or an easier and potentially less expensive option would be to construct this across the other side of Callohill if an easement could be obtained or additional land were procured. PMA is working on a design fee proposal to move the project forward from this point through design, bidding, and construction.

Mr. Parr commented that PMA did not get in a hurry and were dragging their feet. Ms. McGarry agreed and commented that she may need to be more assertive in pushing them along also. Mr. Reed and Mr. Rutherford also commented on the slow progress. Mr. Parr noted that he had a DSS Board meeting the following week and asked if staff could get updates from PMA to share for that meeting.

Mr. Parr asked about the tree removal and whether any options had been considered for the wood. Ms. McGarry noted that in the contract, the County reserved the right to retain the first twelve (12) feet of the

tree. She commented that they intended to keep the first 12 feet and noted that Paul Truslow would pick up the pieces to be retained for keeping at the Maintenance shop until a decision has been made on what to do with the wood.

Mr. Parr referenced the ADA compliance for the polling places and Registrar's office and asked if the County was considering any long term adjustments/changes with the Registrar's office. Ms. McGarry commented that the primary long term solution was getting the bank to allow the County to have the shared parking space long term. She noted that otherwise, they may have to look at alternate locations, which could be difficult. Mr. Rutherford stated that he would need to abstain from any discussion as he was a property owner. Ms. McGarry commented that staff was looking at options beyond the current location, but nothing concrete. She noted that working out a solution with the bank was the primary objective.

Mr. Parr asked if the County would have any more leverage if they were the property owners. Ms. McGarry noted that she did not know the answer to that. She commented that the County should have significant leverage being a large depositor of that institution. Mr. Parr commented that it was not an overly utilized parking space for the bank.

K. Staff Reports: Department and office reports for May have been provided.

2. Board Reports

Mr. Barton:

Mr. Barton reported that the Jail Board had not met. He asked about the political forum and a conflict of some sort was mentioned during the forum. He commented that there was a conflict of sorts between the Sheriff and Commonwealth Attorney. He asked why that would be brought up in a public forum and asked who was aware of the conflict. Mr. Parr asked where that conversation and issue belonged in a Board of Supervisors meeting. Mr. Parr felt they were in territory that did not apply to the Board. Mr. Barton noted that the Board of Supervisors represented the people of Nelson County. Mr. Parr agreed but noted that neither office reported to the Board. Mr. Barton felt that the two offices may want to work things out together.

Mr. Rutherford asked what the Albemarle-Charlottesville Regional Jail plan was, now that the State had included it in the budget. Ms. McGarry noted that Thursday's Jail Board meeting would have updates on the timeline. She explained that the Jail Board would request interim financing for all of the soft costs involved in the design. Mr. Barton noted that he decided not to run for re-election but he could continue to serve on the Jail Board unless another Board of Supervisors member was interested in serving. He commented that it had been a learning experience. Mr. Rutherford commented that he would be interested.

Mr. Reed:

Mr. Reed reported that last month, he and Ms. McGarry attended the VACo Regions 3 and 5 meeting. He noted that the meeting was held at the Beulah Recreation Center, which was a repurposed school that had been turned into a community recreation center. He reported that they were able to tour the center. He noted that there was a discussion about the JLARC study that was done on the schools and the way schools are funded. He commented that Nelson County well represented at the meeting with more representatives at that meeting with the exception of Henrico County, which was hosting the meeting.

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Mr. Reed also reported that the TJPDC Regional Transit Governance Steering Committee met and discussed the funding alternatives available to localities. He noted that had a JABA Board meeting that was good. He reported that he met with Doug Coleman of the Wintergreen Nature Foundation to discuss the Comprehensive Plan and how it applied to Wintergreen and the rest of the Central District.

Mr. Parr:

Mr. Parr reported that the DSS Board and EMS Council held their meetings on the same day, and he had taken a personal day last month and was unable to attend either meeting. He thanked the Board for the ambulance funding for Rockfish, noting it had been well-supported by the EMS Council.

Mr. Rutherford:

Mr. Rutherford reported on the TJDPC meeting, noting they were having more discussion on affordable housing and studies to be done. He commented that a general housing survey had been conducted in 2018-2019 to determine housing demand and noted that they were looking to complete the survey again over the next year. Mr. Rutherford reported that he would be speaking at an affordable housing conference in Staunton the next day. He commented that the Comprehensive Plan was onward and upward, and thanked staff and Berkley Group for their work. He noted that they were excited to see it wrap up at the first part of next year, and then they would be moving on to zoning after that. He commented that a Comprehensive Plan was only as good as the zoning that followed. Lastly, he reported that Lovingson had a fall festival over the weekend with vendors and live music. He commented that it was good to see activity in the village and he hoped that the momentum continued.

B. Appointments

Nelson County Service Authority

Ms. Spivey reported that they had received a resignation letter from Justin Shimp, who was resigning as the North District representative on the Nelson County Service Authority Board. She noted that they had advertised but they had not received any applications. She commented that if they knew someone in the North District who would be a good candidate to have them apply.

Board of Zoning Appeals

Ms. Spivey reported that they had advertised the expiring term on the Board of Zoning Appeals. She noted that Ms. Carole Saunders had indicated that she wished to be re-appointed for another term. Mr. Parr moved to re-appoint Carole Saunders to the Board of Zoning Appeals and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation.

C. Correspondence

The Board had no correspondence.

D. Directives

The Board had no directives.

VIII. ADJOURN AND CONTINUE – EVENING SESSION AT 7PM

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At 2:59 p.m., Mr. Parr moved to adjourn and reconvene at 7:00 p.m. Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion and the meeting adjourned.

**EVENING SESSION
7:00 P.M. – NELSON COUNTY COURTHOUSE**

I. CALL TO ORDER

Mr. Rutherford called the meeting to order at 7:04 p.m. with four (4) Supervisors present, and Mr. Harvey was absent.

II. PUBLIC COMMENTS

David McGann - Afton, VA

Mr. McGann commented that he was present to see what the Board of Supervisors would do for the special use permit and to gain public knowledge on the subject.

There were no other persons wishing to speak under public comments. Mr. Rutherford closed the public comments period.

III. PUBLIC HEARINGS

A. Special Use Permit #998 – Vacation House

Consideration of a Special Use Permit application requesting County approval to allow a Vacation House on property zoned R-1 Residential. The subject property is located at Tax Map Parcel #21-7-2A at 2617 Rockfish Valley Hwy in Nellysford. The subject property is 1.027 acres and is owned by Gretchen Rush and Glenda MacNeil.

Ms. Hjulstrom presented the following:

BACKGROUND: This is a request for a Special Use Permit to allow a vacation house use in an existing dwelling on property zoned R-1 Residential.

Public Hearings Scheduled: P/C – August 23; Board – October 10

Location / Election District: 2617 Rockfish Valley Hwy / Central District

Tax Map Number(s) / Total Acreage: 21-7-2A / 1.08 acres +/- total

Applicant/Owner Contact Information: Gretchen Rush, 2617 Rockfish Valley Hwy, Nellysford, VA 22958, 210-931-9892, gretchrush@gmail.com / Glenda MacNeil, 544 Creek Heights Drive, Midlothian, VA 23112, 804-920-2628, aresmom@yahoo.com

Comments: This property contains an existing single-family dwelling. The narrative provided by

the applicants indicates that this is one owner's primary residence, and the other owner's part time residence until she retires. They are requesting to utilize the dwelling as a vacation house, or short-term rental, 2-3 weekends per month.

Vacation House: A house rented to transients. Rental arrangements are made for the entire house, not by room...

Transient: A guest or boarder; one who stays for less than thirty (30) days and whose permanent address for legal purposes is not the lodging or dwelling unit occupied by that guest or boarder.

Section 5-1-5a of the Zoning Ordinance requires a Special Use Permit for a vacation house use in the R-1 Residential district.

DISCUSSION:

Land Use / Floodplain: This area is residential and commercial in nature, with some agricultural uses as well. Zoning in the vicinity is R-1 Residential, A-1 Agriculture, and B-1 Business. There are no floodplains located on this property.

Access / Traffic / Parking: This property is accessed by an existing entrance on Rockfish Valley Hwy. VDOT had no comments.

Utilities: The house is served by existing utilities.

Comprehensive Plan: The Nellysford area is designated as the County's only "Neighborhood Mixed Use Development Model." It is further identified as a "primary development area." This model supports a central gathering place able to fulfill the diverse needs and interests of nearby residents and visitors to the county, all within a focused, walkable, and identifiable place.

At their meeting on August 23, there was a motion to recommend approval that failed with a vote of (2-4). There were no subsequent motions, therefore there is no recommendation from the Planning Commission for SUP #998.

RECOMMENDATION: The approval of special use permits should be based on the following factors:

1. The use shall not tend to change the character and established pattern of development of the area or community in which it proposed to locate.
2. The use shall be in harmony with the uses permitted by right in the zoning district and shall not affect adversely the use of neighboring property.
3. The proposed use shall be adequately served by essential public or private water and sewer facilities.
4. The proposed use shall not result in the destruction, loss or damage or any feature determined to be of significant ecological, scenic or historical importance.

Ms. Hjulstrom noted that an additional public comment had been received and provided to the Board prior to the meeting.

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Applicants, Ms. Gretchen Rush and Ms. Glenda MacNeil were present. Ms. Rush commented that she was a resident on the property at 2617 Rockfish Valley Highway in Nellysford. Ms. MacNeil commented that she was a co-owner of the property and visited on the weekend. She noted that she was waiting to retire in 2025.

Ms. MacNeil stated that they were present to get permission for a special use permit. She noted that they had addressed the concerns that had been brought up by the Planning Commission. She stated that they now had a letter from their neighbor Penny Harris, who had agreed to be the on-site neighbor when the owners were not present. Ms. MacNeil commented that Ms. Harris lived right next door and was the closest neighbor. She noted that trees had been planted on either side of the property for a buffer. She also indicated that there was an enclosed area for dogs. Ms. MacNeil commented that they had limited the number of people that could come to the property to four (4) people.

Ms. Rush commented on the first criteria for a special use permit, noting that in viewing the GIS on the County website, it showed that it was very much a mixed use neighborhood. She noted that the Post Office and Fisher Auto Parts were just 200 feet down the road, and she pointed out that there was another Airbnb on the other side of the Harris' home. She noted that another 500 feet down the road on the Agricultural side, there was another Airbnb. She reported that Three Notch'd, Brewery was about a half mile away and just across the street from their house was a hay farm. She noted that there were all sorts of things going on in their neighborhood, which made it great. She understood the concerns, noting that some of the neighbors had been there for 40 years, while they were new to the area. Ms. Rush noted that they had held an open house and spoken with the neighbors. She also noted that they had addressed the issues brought to the Planning Commission.

Mr. Barton commented that it was a wonderful community and he welcomed the applicants to the community. He indicated that the community was sensitive to short term rentals. He noted that the Comprehensive Plan was ongoing and it was difficult to approve anything at this time. Ms. Rush commented that she understood that the timing was not great. She noted that they did not anticipate applying for a special use permit. She explained that she had gotten a job at Wintergreen and noted that there were hundreds, if not 1,000 or more Airbnb rentals in Nelson County, depending on where you looked. She commented that they were not in compliance and they were now trying to catch up. Ms. Rush noted that it did not seem fair that they had to go through the application process when there were two properties just down the street that were in a location that did not require a special use permit.

Mr. Rutherford opened the public hearing for Special Use Permit #998 - Vacation House.

Paul Davis - Nellysford, VA

Mr. Davis commented that he was also speaking on behalf of Donna Small. Mr. Davis noted that his concerns had nothing to do with the applicants personally. He commented that it would become a business in residential with the special use permit. He noted that the special use permit stayed with the property, and noted concerns that it stayed with the property forever and would change the County. He commented that he was not aware of any enforcement or follow-up that was done for special use permits, or if anyone from the County checked in. Mr. Davis then commented for Ms. Small. He noted that Ms. Small's comment was that it was not like by-right, it was a residential area. He commented that the Airbnb became a business and it stayed with the property. He noted that the applicants had good intentions, but the permit stayed with the property, and any other approved permit for a property. He reiterated the need for follow-up on special use permits.

David McGann - Afton, VA

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Mr. McGann stated that he was taking in the comments from the applicants and those against the application, as well as those comments from the Board. He commented that Airbnbs were everything. He noted concerns that kids would not be able to stay in the County.

There were no others wishing to speak and the public hearing was closed.

Mr. Reed asked Ms. Hjulstrom about the timeframe that the Board had to make a decision on the special use permit. Mr. Rutherford commented that it was one (1) year from the application period. Mr. Reed estimated that they had about ten (10) months left. He noted the Comprehensive Plan and rezoning. He asked if there would be an opportunity for residents who were denied something previously in their previous zoning, to reapply under the new zoning. Ms. Hjulstrom noted they would have to check with the County attorney. Ms. Hjulstrom noted if the applicants were denied, they could reapply in one year. She noted that the denial would not prevent the owners for applying for other special use permits or rezoning.

The Board had no further questions for staff. Mr. Rutherford invited the applicants to come back up.

Ms. Rush commented that they would only be renting 20 percent to 40 percent of the month as she was also living there. She suggested that the Board might consider writing the special use permit with conditions to keep the neighbors happy, particularly if the property were to be sold in the future.

Mr. Reed noted that he was also on the Planning Commission. He commented that he had voted against the special use permit at the Planning Commission meeting. He noted the Comprehensive Plan process and commented that he thought the Board had decided not to act on regulating short term rentals beyond what had been put into place. He commented that it was important to equitable and thoughtful. He noted that in the research done on regulating short term rentals, some options that other communities had implemented had to do with R-1 zoning. He explained that some proposals had been adopted to not allow any short term rentals in R-1 zoning. He noted that there were proposals to only have owner occupied short term rentals in R-1 zoning. He commented that those were options that might be on the table for Nelson.

Mr. Reed noted and agreed with the owner's statement that there were other short term rentals in the area. He commented that if they were to look at implementing some zoning changes in the Nellysford area, it would not look like it did currently. He noted that it would be cleaned up to some extent. Mr. Reed did not feel that he could approve a special use permit at the current time where there was R-1 zoning. He noted it may not be equitable for the applicants, but he wanted to be sensitive and responsive to the citizens in his community.

Mr. Barton commented that sometimes it was best to put yourself in the position of already being present. He thought they needed to stop the trend.

Mr. Rutherford commented that when the Board had discussed figuring out the zoning for short term rentals, they discussed options like a moratorium, or a blanket ban on special use permits. He noted that they learned that there were things they just could not do. He commented that the County did not have a lot of R-1 areas. He noted that short term rentals were by-right in possibly 95 percent of Nelson County. He noted that they understood the benefits of short term rentals in the community as there had been revenue increases over the last few years. He agreed with Mr. Reed that they did not know what zoning would look like until they were finished with the Comprehensive Plan. He noted that he would like to see them get through the Comprehensive Plan and zoning completed. He commented that he doubted that R-1 would be in the picture of short term rentals in the future. He noted that there were a lot of mixed uses within that area. He suggested that they either delay the vote on the special use permit, or deny the special use permit and encourage the applicants to return when the zoning is completed.

Mr. Parr noted that it was obvious that they did not have the votes. He asked Ms. Hjulstrom if one scenario was better than the other, if the applicants wanted to come back later. He asked if the applicants should pull the application, or the Board votes no and the applicants reapply in a year. Mr. Rutherford did not think it would be quite right if the applicants withdrew the application. Mr. Parr commented that the options were then to either delay the vote, or vote no and tell the applicants to come back in one year. Ms. Hjulstrom was not sure about delaying the vote, she suggested it may be better to go ahead with vote rather than put it off.

Mr. Parr commented that he sympathized with situation, the timing was bad. He noted that he was familiar with the property and what they were doing seemed to be fine. He commented that it was too close with the Comprehensive Plan and zoning changes coming up. He noted that if it had been one year ago, he probably would have voted in favor of the special use permit.

Mr. Barton made a motion to deny Special Use Permit #998 – Vacation House in R-1, noting he felt that was what was best for the community. Mr. Reed seconded the motion.

Ms. McGarry asked Ms. Hjulstrom about the possibility of applying for rezoning if the special use permit was denied. Ms. Hjulstrom noted they would be able to apply for a rezoning to A-1.

There being no further discussion, Supervisors voted unanimously (4-0) to approve the motion, and Special Use Permit #998 was denied.

B. Correction of FY24 Budget Adoption and Appropriation Resolutions (R2023-40C) and (R2023-41C)

Consideration of proposed resolutions correcting the originally approved FY24 Budget Adoption (R2023-40) and Appropriation (R2023-41) Resolutions, to include the \$2,111,079 budgeted within the General Fund to be transferred to the VPA (Department of Social Services) Fund. The General Fund total, including the VPA Fund transfer amount, is \$50,222,334 making the FY24 total appropriations for all funds \$95,163,565.

Ms. McGarry reported that the public hearing was in regards to proposed corrections to the FY24 budget adoption and appropriation resolutions. She noted that the original resolutions were R2023-40 and R2023-41. She referenced Virginia State Code sections §15.2-2503 and §15.2-2506, which prescribed the parameters for which approvals of budgets happen, publications of notice, and the public hearing on the budget.

Ms. McGarry provided the following background information:

On June 13, 2023, the Nelson County Board of Supervisors approved resolutions for the FY24 Budget Adoption (R2023-40) and Appropriation of Funds (R2023-41). The total FY24 budgeted amount was **\$93,052,486** in both resolutions.

During the annual FY23 year end and subsequent FY24 beginning year financial processes in August 2023, staff discovered a clerical error in the General Fund total as presented in the aforementioned resolutions affecting the overall adopted and appropriated budget for FY24. The correct FY24 budget adoption and appropriation total should be **\$95,163,565** (\$93,052,486 + \$2,111,079) which includes the VPA fund (which is the transfer to Social Services amount) of \$2,111,079. That amount was omitted from the total in the original resolutions. Staff consulted with the County Attorney and Auditors on how to effect the correction and they recommended that

staff follow initial budget adoption and appropriation procedures in accordance with §15.2-2506 of the Code of Virginia, which requires a public hearing following a seven (7) day public notice.

Ms. McGarry reported that pursuant to §15.2-2506, the Board of Supervisors authorized the public hearing on September 13, 2023, via the adoption of Resolution R2023-61. She noted that the public hearing notice was published in the September 28, 2023 edition of the Nelson County Times providing a 13-day notice prior to the Board of Supervisors public hearing date that night.

Ms. McGarry showed the Original FY24 Budget Adoption Resolution R2023-40.

Original FY24 Budget Adoption Resolution R2023-40

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Nelson County, Virginia that the Fiscal Year 2023-2024 Budget be hereby adopted in the total amount (all funds, revenues and expenditures) of **\$93,052,486**. The individual fund totals are denoted as follows:

<u>Fund</u>	<u>Budget</u>
General	\$48,111,255.00
VPA(DSS)	\$ 2,111,079.00
Debt Service	\$ 6,341,318.00
Capital	\$ 705,251.00
School	\$34,694,395.00
Textbook	\$ 595,000.00
Cafeteria	\$ 299,280.00
Piney River Water/Sewer	\$ 194,908.00

Ms. McGarry then showed the proposed corrected FY24 Budget Adoption Resolution R2023-40C, noting that the General Fund now included the number below it, the VPA \$2,111,079.

Proposed Corrected FY24 Budget Adoption Resolution R2023-40C

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Nelson County, Virginia that the Fiscal Year 2023-2024 Budget be hereby adopted in the total amount (all funds, revenues and expenditures) of **\$95,163,565.** The individual fund totals are denoted as follows:

<u>Fund</u>	<u>Budget</u>
General	\$50,222,334.00
VPA(DSS)	\$ 2,111,079.00
Debt Service	\$ 6,341,318.00
Capital	\$ 705,251.00
School	\$34,694,395.00
Textbook	\$ 595,000.00
Cafeteria	\$ 299,280.00
Piney River Water/Sewer	\$ 194,908.00

Ms. McGarry then showed the Original FY24 Budget Appropriation Resolution R2023-41.

Original FY24 Budget Appropriation Resolution R2023-41

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Nelson County, Virginia that the Fiscal Year 2023-2024 Budget be hereby appropriated on an annual basis by fund category, as follows:

<u>Fund</u>	<u>Revenue(s)</u> <u>(All Sources)</u>	<u>Expenditure(s)</u> <u>(All Departments)</u>
General	\$48,111,255.00	\$48,111,255.00
VPA(DSS)	\$ 2,111,079.00	\$ 2,111,079.00
Debt Service	\$ 6,341,318.00	\$ 6,341,318.00
Capital	\$ 705,251.00	\$ 705,251.00
School	\$34,694,395.00	\$34,694,395.00
Textbook	\$ 595,000.00	\$ 595,000.00
Cafeteria	\$ 299,280.00	\$ 299,280.00
Piney River Water/Sewer	<u>\$ 194,908.00</u>	<u>\$ 194,908.00</u>
	\$93,052,486.00	\$ 93,052,486.00

Ms. McGarry then showed the proposed corrected FY24 Budget Appropriation Resolution R2023-41C, noting that the General Fund Revenues and Expenditures both showed the correct amount of \$50,222,334 with the revised total of \$95,163,565.

Proposed Corrected FY24 Budget Appropriation Resolution R2023-41C

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Nelson County, Virginia that the Fiscal Year 2023-2024 Budget be hereby appropriated on an annual basis by fund category, as follows:

<u>Fund</u>	<u>Revenue(s)</u> <u>(All Sources)</u>	<u>Expenditure(s)</u> <u>(All Departments)</u>
General	\$50,222,334.00	\$50,222,334.00
VPA(DSS)	\$ 2,111,079.00	\$ 2,111,079.00
Debt Service	\$ 6,341,318.00	\$ 6,341,318.00
Capital	\$ 705,251.00	\$ 705,251.00
School	\$34,694,395.00	\$34,694,395.00
Textbook	\$ 595,000.00	\$ 595,000.00
Cafeteria	\$ 299,280.00	\$ 299,280.00
Piney River Water/Sewer	\$ 194,908.00	\$ 194,908.00
	\$95,163,565.00	\$95,163,565.00

Ms. McGarry explained that the next steps would be to conduct the public hearing to receive citizen input on the proposed corrected resolutions and obtain staff input if desired. Ms. McGarry noted that pursuant to §15.2-2506 the Board would need to wait a minimum of seven (7) days to take action on the proposed corrected resolutions, R2023-40C and R2023-41C. She noted that staff recommended that the Board have favorable consideration of the resolutions at the next regular Board meeting scheduled for November 16, 2023.

Mr. Reed asked if they took the \$2 million amount and added it to the General Fund, why did the VPA continue to have a \$2 million balance. Ms. McGarry explained that accounting wise, it had to be included in the General Fund total and then it was a transfer out. She commented that the \$2 million was not being added, it was already there. She noted that it was just not shown in the total General Fund amount like it should have been.

Mr. Rutherford opened the public hearing. There were no persons wishing to speak and the public hearing was closed.

The Board had no questions and Mr. Rutherford and Ms. McGarry noted that the resolutions would go forward to the November 16th Board meeting.

C. Amendment of FY2023-2024 Budget – Supplemental Appropriation of School Construction Assistance Program Grant Funds (R2023-65)

October 10, 2023

Consideration of a proposed FY2023-2024 Budget Amendment that provides for a supplemental appropriation of School Construction Assistance Program Grant Funds, as requested by the School Division. The request is in the amount of \$2,451,703 which exceeds the statutory limit of one percent of the total expenditures shown in the currently adopted budget that can be approved without first holding a public hearing.

Ms. McGarry explained that the public hearing was on a budget amendment for the School Appropriation. She presented the following background information:

On March 28, 2023, the Board of Supervisors voted to provide a letter of financial commitment for the School Division's School Construction Assistance Program grant application for High School renovations estimated to cost \$24,517,030.

The School Division was awarded a 10% grant of \$2,451,703 by the Department of Education Board on May 11, 2023 and official notification was dated June 21, 2023.

Ms. McGarry then explained that the funds were to be provided on a reimbursement basis and would not be provided in a lump sum from the State. She referenced the Code of Virginia §15.2-2507 Amendment of budget, which states that "any such amendment which exceeds one percent of the total expenditures shown in the currently adopted budget must be accomplished by publishing a notice of a meeting and a public hearing once in a newspaper having general circulation in that locality at least seven days prior to the meeting date."

Ms. McGarry reported that on September 12, 2023, the Board of Supervisors authorized a public hearing via adoption of Resolution R2023-62. She noted that the budget amendment public hearing notice was published in the September 28, 2023 edition of the Nelson County Times with a 13-day notice prior to the Board of Supervisors public hearing date that evening. Ms. McGarry reported that the total expenditures shown in the currently adopted budget was \$72,061,949.14 (which excludes transfers). She noted that one (1) percent of total expenditures was \$720,619,49. She explained that the total budget amendment request was \$2,451,703 in State School Construction Assistance Program Grant Funds requested by the School Division for the High School renovation project. She noted that the total School Budget after the amendment would be increased by \$2,451,703. She noted that would be on a reimbursement basis.

Ms. McGarry reported that the State funds would be provided directly to the School Division as the grant recipient; therefore, no transfer of funds from the General Fund was required. She noted that the proposed budget amendment entailed a supplemental appropriation within the School Fund as follows:

Appropriation of Funds (School Fund)

<u>Amount</u>	<u>Revenue Account</u>	<u>Expenditure Account</u>
\$2,451,703.00	3-205-002402-0306	4-205-066100-9305

Ms. McGarry noted that the next steps would be to conduct the public hearing, obtain input from the School Division staff if desired, and consider adoption of Resolution R2023-65. She reported that Dr. Hester and Assistant Superintendent Irvin were present at the meeting. She indicated that staff recommended favorable consideration of a budget amendment.

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Mr. Reed noted that the funds were on a reimbursement basis and he asked if the reimbursement could be applied for as money was spent, or if it had to be after the entire amount has been spent. Ms. McGarry noted that her understanding was that the reimbursements could be applied for as the money was spent, and it was submitted to the Department of Education on a quarterly basis for analysis and reimbursement.

Mr. Rutherford opened the public hearing.

David McGann - Afton, VA

Mr. McGann commented on the \$24 million to spend and grant of \$2 million for reimbursement. He asked if there was anything else that the State could reimburse if the County spent \$24 million. He noted concerns that the County was spending that much money on education when the State should have more funding for the County, other than \$2 million. Mr. McGann commented that he had nothing against school being redone because it was needed.

There were no others wishing to speak and the public hearing was closed.

Dr. Amanda Hester and Ms. Shannon Irvin were present to answer questions.

Ms. Irvin explained that this particular grant was based on the criteria set by the State, and with Nelson County's demographics and composite index, the most that could be received was 10 percent for the project. She noted that there were other grants they were trying to pursue, particularly for school security. She commented that as information became available, the School Division would pursue any opportunities to help the tax payers and the Board of Supervisors fund the schools. Dr. Hester noted that for this particular grant, the County was the final approved application in this round of competitive grants, they were not eligible the next round. She explained that they applied every time something came around, they tried to apply for it because they wanted to be able to support and find other ways to provide what they thought the staff and students needed to be successful. Dr. Hester commented that many of the grants were based off of the LCI (local composite index) and Nelson County, the LCI did not always appropriately reflect the County's spending ability.

Ms. Irvin noted that they anticipated the first dollars spent would be the state monies, so that those monies could be turned. She commented that they not anticipate any County funding in the current fiscal year at all. She explained that some projects needed to go out to bid and be awarded before November 11th. She noted that an architect had been selected for the project and they were in the process of contract negotiations. Dr. Hester commented that the architect was aware of the timelines and the expedited nature of it, in order to get the funds. She noted that the November 11th date was specific to the grant funds, not the overall allocation of \$24.5 million.

Ms. McGarry commented that it looked like they had six (6) months from the date of letter to obligate the grant funds awarded, which would be December. Ms. Irvin thought that it was six (6) months from the date of the Board meeting. Dr. Hester noted that they would check on the date.

Mr. Barton noted the \$24 million to redo the high school and asked if there was a timeline for the spending on the full project. Ms. Irvin noted that they had been provided with a GANTT chart that outlined what the timeline could look like, but it had not been finalized. She explained that it would depend on the scope of the project. Dr. Hester noted they were working with Moseley Architects. Ms. Irvin explained that the \$2.4 million had to be reimbursed fully by the following October. Mr. Barton asked when the Schools would be coming to the Board to ask for the \$24 million. Ms. Irvin explained that the request would be based on the GANTT chart designed by the architects, which would chart out the project over a number of years. She noted that until that was completed, they would not know what the number would be. Mr.

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Barton stated that education was his primary focus when he got on the Board. He commented that he felt the primary focus of education was not bricks and mortar, but the people. Mr. Barton commented that he did not have the impression when supporting the grant, that the project was going to happen right away. He noted that it was a surprise to him and others. He said he not think the County was in a financial position to allot \$24 million to the renovation of the schools. He asked if they could get out it. Dr. Hester noted the joint meeting of the Board and School Board in October 2022, where the Supervisors were provided a tour of high school and shown the items of immediate concern. She indicated that the items of concern were items that impacted the education of their students. She noted that they could not control when the Virginia Department of Education (VDOE) grants were available. Mr. Barton commented that he was there for the tour and he thought that the suggestions for improvements were overblown. He commented that he felt redoing the high school did not have to be done in a huge context. He noted that he was a supporter of the schools, but that did not always include buildings. He stated that there were other things that were important for the community.

Mr. Barton commented that there were other ways to spend the money in the County other than re-doing the high school. Dr. Hester noted that the project was a partial renovation. She explained that the building operated off of one water main, noting that the high school water main fed the middle school, so if something went wrong for one, it went wrong for both school. She commented that the HVAC system was aging as well as the lighting in the older portion of the building. Dr. Hester explained that this project was looking at the MEP parts (mechanical, electrical, plumbing), not flashy technology aspects. She noted that they were fixing the roof.

Mr. Barton noted he had heard concerns from other members of the Board that \$24 million would not be enough to do what was proposed. Dr. Hester noted that they were working Moseley to identify the needs and the best use of the funds. Ms. Irvin noted that the high school had the 1954 building, a 1970's building, and a 2003 building. She noted that most of the work needed was plumbing and electrical, and was not flash. She commented that they were disappointed to think that most of the expense, they would not see because it was under the building and over the ceilings. Dr. Hester noted that the technological aspect was not the focus of the money. Mr. Barton commented that in providing the best possible education and environment for children, bricks and mortar were never the answer. He wanted to encouraged the schools to find ways to get by with what they had, until they could afford it. Dr. Hester noted they were afraid that they had already been doing that for so long. She commented that they had aging HVAC equipment and noted that it was hard to learn when it was cold outside, but the heat was pumping and it was hot. She noted that they had been putting some things off and if they did not take care of it now, that next fix would be more expensive. Ms. Irvin noted that there were a number of issues, including where water had gotten behind the brick on the building envelope, she indicated that fix was included in the renovation project. Ms. Irvin also noted that there were only two wall receptacles in each classroom. She commented that while technology was not the answer, it was a learning device that every child in Nelson County had, and it was how instruction was carried on. She commented that the roof top units would be replaced, noting that they were about 20 years old and most heat pumps did not last that long any more. Ms. Irvin commented that these were things that they had to do, and if they did not do them now they would have to do them soon. She noted that they could possibly have to close schools for an emergency repair if they were not proactive.

Mr. Reed noted that in March, the Board provided a letter supporting the \$24.5 million price tag for renovations. He noted that he was sympathetic to Mr. Barton and the questions he raised, but it would be disingenuous if the Board decided at the eleventh hour that they did not want to do the project.

Mr. Rutherford commented that the County's financial power had changed since March 28th. He stated that they were not going to be able to write a check for \$22 million (\$24 million minus the \$2 million) and noted that they had to procure debt for that amount. He commented that interest rates had risen. Ms. McGarry

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noted that she was unsure of where interest rates were currently. Mr. Rutherford commented that he was hesitant to think that \$22 million would be enough. He noted cost of construction had increased significantly. He noted that the estimate for the Social Services building had started around \$4 million and now it was \$12 million. He indicated that once construction started, they had to finish it. He commented that he was concerned that it would not be \$22 million, it would be \$32 million. Mr. Rutherford noted other needs for improvements in Piney River, and infrastructure in Lovington as well. Mr. Rutherford asked if the Schools were looking at a number of tasks, or what they could accomplish with \$22 million. Ms. Irvin commented that they were dependent on the County, State and Federal governments for funding, and they had to see what they could accomplish for the budget they had.

Dr. Hester noted she was confused and felt they had been transparent with what they needed. She noted that the \$24 million was not up front, they were planning it over the course of time. Ms. Irvin noted if they choose not to move forward, they would forfeit the grant funds, but the work would still need to be done. She commented that they would still need to replace the plumbing and air conditioning units. She reported that a while back, the elevator had nearly caught fire and burned the school down. She noted that the facility was aging and needed refurbishment. Ms. Irvin noted that the project would cost \$2.5 million more, just by not having the grant. Dr. Hester commented that they wanted to take care of the projects now with the money they had, because they did not want costs to go up. Mr. Rutherford commented that costs had gone up on everything the County had touched.

Mr. Rutherford noted that he was not sure of the consensus of the Board. He asked if it was possible to delay the vote. Dr. Hester indicated her concerns that they would lose the grant and she was not sure how seriously VDOE would take Nelson County if they applied for another grant. She noted that 10 percent of \$24.5 million was a significant amount of money. Mr. Rutherford asked if they could wait 30 days. Dr. Hester noted that they would need to check on that date to see if there was any room to work with. She noted that they were also working with timelines with the architect.

Mr. Rutherford noted the need to check on these items. He suggested that they delay. He noted that the Board could call for a special meeting with notice as required.

Mr. Reed disagreed with the suggestion to delay, noting that the letter the Board voted to support on March 28th spoke to the Board's commitment to support the work of the school for up to \$24.5 million. He commented that when they make a commitment and put a price tag on it, they should be held to decisions made.

Mr. Parr noted that he had nothing to add.

Mr. Barton did not see what a delay would do. He agreed with Mr. Reed, and said that they might as well do it, they were going to do it any way.

Ms. Irvin commented that they had looked at the application for the grant as a way to help the County. She explained that they could not use the construction funds for anything else like textbooks. Ms. Irvin noted that in over 30 years, she could not recall any other free money opportunities.

Mr. Rutherford suggested to delay the vote and call a special meeting. He wanted the cost of debt service for \$24 million, the actual project scope, and what the money would be able to cover. He noted that they had been consistently incorrect with their capital projects.

Mr. Parr commented that he was prepared to vote but it would probably be best to delay. Mr. Barton commented that he was prepared to vote if it would pass.

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Ms. McGarry asked how fast they could get the answers. Dr. Hester noted that the timeframe could hopefully be determined with a phone call the next day. Dr. Hester noted they could not handle debt service information. Mr. Rutherford noted that County staff could work on that part.

Ms. Irvin noted that the architects were currently working on the \$2.4 million portion, not likely prepared to have the \$24 million project definitively. Mr. Barton asked what the \$24 million number had to do with what was necessary. Ms. Irvin explained that they use the \$24 million estimate that Gary Harvey presented to the School Board and Board of Supervisors a few years ago. Dr. Hester reiterated that they were working with their architects to determine what that amount of money could do now.

Mr. Reed asked to read the March 28th letter that the Board voted to provide. Mr. Reed read the March 28th letter of support from the Board of Supervisors as follows:

March 28, 2023

RE: Nelson County School Division (062) 2023 School Construction Assistance Program Application

To Whom It May Concern,

The Nelson County High School renovation project is currently included in the School Division's approved Capital Improvement Plan. Should the project proceed to implementation, the Nelson County Board of Supervisors would commit to providing local revenue dedicated to the School Division that would be sufficient to operate and maintain the facility for the duration of the project financing term. Grant funds are requested to partially fund the cost of the renovation which will include electrical, mechanical, lighting and plumbing and upgraded floor and wall surfaces. The anticipated cost of the renovation is \$24,517,032 though actual costs will not be known until the project is bid.

Respectfully,
Jesse N. Rutherford
Chairman, Nelson County Board of Supervisors

Mr. Barton asked when the \$24 million needed to be spent by. Ms. Irvin reported that the \$2.5 million had to be spent by October 2024. She noted that the project could not go on forever, noting that she believed the window would be the 24-26 biennium budget. She noted that she would get clarification on that from the VDOE.

Ms. McGarry indicated that the debt service would occur over the term of the financing.

Mr. Parr moved to approve **Resolution R2023-65** as presented and Mr. Reed seconded the motion. There being no further discussion, Supervisors voted unanimously (4-0) by roll call vote to adopt the following motion:

RESOLUTION R2023-65
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2023-2024 BUDGET
October 10, 2023

I. Appropriation of Funds (School Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$2,451,703.00	3-205-002402-0306	4-205-066100-9305
<hr/>		
\$2,451,703.00		

IV. OTHER BUSINESS (AS PRESENTED)

The Board had no other business to discuss.

V. ADJOURNMENT

At 8:44 p.m., Mr. Parr moved to adjourn the meeting and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the meeting adjourned.

DRAFT

November 16, 2023

Virginia:

AT A REGULAR MEETING of the Nelson County Board of Supervisors at 2:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston, Virginia.

Present: Jesse N. Rutherford, East District Supervisor –Chair
J. David Parr, West District Supervisor – Vice Chair
Thomas D. Harvey, North District Supervisor
Ernie Q. Reed, Central District Supervisor
Robert G. “Skip” Barton, South District Supervisor
Candice W. McGarry, County Administrator
Amanda B. Spivey, Administrative Assistant/Deputy Clerk
Linda K. Staton, Director of Finance and Human Resources
Dylan Bishop, Director of Planning and Zoning

I. CALL TO ORDER

- A. Moment of Silence
- B. Pledge of Allegiance – Mr. Barton led in the Pledge of Allegiance.

Introduction of New Employee

Ms. Linda Staton introduced newly hired Finance and Human Resources Specialist, Sandy Jennings-Neblett. Ms. Staton noted that Ms. Neblett received her Bachelor’s degree from Sweet Briar College and Master’s degree from the University of Virginia. She commented that Ms. Neblett would be a great asset to the Finance and Human Resources team.

II. PUBLIC COMMENTS

William Percy – Lovingston, VA

Mr. Percy requested that the Board to consider a motion to apply for VDOT Smart Scale evaluation for an unrestricted overpass at Route 29 and Callohill. He also requested the Board to make a motion to approve the camera speed control program and enter into a contract with Blue Line Solutions as soon as possible. Mr. Percy also thanked VDOT for the program at the community center for the 151 Corridor and possible solutions. He thanked Mr. Robert Brown and Mr. Rick Youngblood of VDOT for their work.

Edith Napier - Arrington, VA

Ms. Napier spoke on the Wild Rose Solar Project to be presented later in the meeting. She commented that the limited information she had seen left more questions than answers. She noted that she had attended the presentation held at Nelson Heritage Center. She noted that the people being affected were in the Gladstone area, and commented that the presentation should have been given in Gladstone at the community center. She asked the County to look at the full implications of the project, because it was going to be a huge project. Ms. Napier also asked that the Board look and inquire about the income and jobs for citizens of Nelson. She wanted the Board to make sure that the County would receive its share of the money. She noted that low cost electricity was listed as an objective of the project, and asked if it would impact the Nelson citizens at all. Ms. Napier state that she was not for or against the project, she just asked for the Board to get more information.

Janet Rollings - Afton, VA

Ms. Rollings commented that she also wished to speak on the solar project. She noted that she lived in the far north western portion of the County. She explained that her neighbors across the street lived in Augusta County where they had 19 solar projects in the works. She noted that she had apprehension regarding the number of projects seeking approval in Augusta, and soon to be seeking approval Nelson. Ms. Rollings noted that she was concerned about the potential adverse effects it would have on our community. She explained that the projects in Augusta were rushing to get projects approved prior to the completion of their Comprehensive Master Plan. Ms. Rollings noted that farmers had been offered assurances with very lucrative lease packages for allowing solar farms on their farms. She commented that the Augusta Board meetings had become very contentious due to the assurances offered, with neighbor pitted against neighbor. She noted that the growing volume of the proposed projects raised concerns about the cumulative impact on our environment, infrastructure, and overall quality of life. She commented that the companies coming in did not live here, and the citizens would be the ones to bear the brunt of the project. She noted that they needed to take lessons from other counties and what they were dealing with.

III. CONSENT AGENDA

Mr. Parr made motion to approve the Consent Agenda as presented and Mr. Reed seconded the motion. Mr. Rutherford noted he was abstaining from the vote. There being no further discussion, Supervisors approved the motion by vote of acclamation, with Mr. Rutherford abstaining, and the following resolutions were adopted:

A. Resolution – **R2023-66** Minutes for Approval

RESOLUTION R2023-66
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MINUTES
(May 9, 2023, May 17, 2023 and May 24, 2023)

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on **May 9, 2023, May 17, 2023 and May 24, 2023** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

B. Resolution – **R2023-40C** FY24 Budget Adoption Correction

CORRECTED
RESOLUTION 2023-40C
ADOPTION OF BUDGET
FISCAL YEAR 2023-2024
(JULY 1, 2023 - JUNE 30, 2024)
NELSON COUNTY, VIRGINIA

WHEREAS, pursuant to the applicable provisions of Chapter 25, Budgets, Audits and Reports of Title 15.2 of the Code of Virginia, 1950, the Board of Supervisors of Nelson County, Virginia has prepared a budget for informative and fiscal planning purposes only and has also established tax rates, as applicable, for Fiscal Year 2023-2024 (July 1, 2023 - June 30, 2024); and

WHEREAS, the completed Fiscal Year 2023-2024 Budget is an itemized and classified plan of all contemplated expenditures and all estimated revenues and borrowing; and

WHEREAS, the Board of Supervisors has published a synopsis of the budget, given notice of a public hearing in a newspaper having general circulation in Nelson County and, subsequent thereto, convened a public hearing on the Fiscal Year 2023-2024 Budget on May 9, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Nelson County, Virginia that the Fiscal Year 2023-2024 Budget be hereby adopted in the total amount (all funds, revenues and expenditures) of **\$95,163,565**. The individual fund totals are denoted as follows:

<u>Fund</u>	<u>Budget</u>
General	\$ 50,222,334.00
VPA(DSS)	\$ 2,111,079.00
Debt Service	\$ 6,341,318.00
Capital	\$ 705,251.00
School	\$ 34,694,395.00
Textbook	\$ 595,000.00
Cafeteria	\$ 299,280.00
Piney River Water/Sewer	\$ 194,908.00

- 1) The General Fund includes \$2,894,977 in COVID-19 Stimulus Funding and \$24,066,135 in local funding transferred to: The Reassessment Fund \$85,000, the Debt Service Fund \$3,325,284 (\$3,165,368 debt service and \$159,916 reserve), the Piney River Water & Sewer Fund \$0, and the School Fund \$18,544,772 (\$18,379,837 for general operations and \$164,935 allocated for school nurses). Also included is \$2,111,079 in local, state, and federal funds transferred to the VPA Fund (DSS) and contingency/reserve funds of: Recurring Contingency \$509,702, Non-Recurring Contingency \$399,920, and School Capital Reserve \$0.
- 2) The School Fund includes a transfer of \$184,803 to the Textbook Fund and \$3,884,299 in Federal COVID-19 Stimulus Funding.

BE IT LASTLY RESOLVED, that adoption of the Fiscal Year 2023-2024 Budget shall not be deemed to be an appropriation and no expenditures shall be made from said budget until duly appropriated by the Board of Supervisors of Nelson County, Virginia.

C. Resolution – **R2023-41C** FY24 Budget Appropriation Correction

CORRECTED
RESOLUTION R2023-41C
FISCAL YEAR 2023-2024
APPROPRIATION OF FUNDS

WHEREAS, the applicable provisions of Chapter 25, Budgets, Audits and Reports of Title 15.2 of the Code of Virginia, 1950 require the appropriation of budgeted funds prior to the availability of funds to be paid out or become available to be paid out for any contemplated expenditure; and

WHEREAS, the Nelson County Board of Supervisors has heretofore approved the Fiscal Year 2023-2024 Budget (July 1, 2023 to June 30, 2024) for the local government of Nelson County and its component units; and

WHEREAS, the Board of Supervisors now proposes to appropriate the funds established in the Fiscal Year 2023-2024 Budget;

NOW, THEREFORE, BE IT RESOLVED by the Nelson County Board of Supervisors that the Fiscal Year 2023-2024 Budget be hereby appropriated on an annual basis by fund category, as follows:

<u>Fund</u>	<u>Revenue(s)</u> <u>(All Sources)</u>	<u>Expenditure(s)</u> <u>(All Departments)</u>
General	\$50,222,334.00	\$50,222,334.00
VPA (DSS)	\$ 2,111,079.00	\$ 2,111,079.00
Debt Service	\$ 6,341,318.00	\$ 6,341,318.00
Capital	\$ 705,251.00	\$ 705,251.00
School	\$34,694,395.00	\$34,694,395.00
Textbook	\$ 595,000.00	\$ 595,000.00
Cafeteria	\$ 299,280.00	\$ 299,280.00
Piney River Water/Sewer	\$ 194,908.00	\$ 194,908.00
	<u>\$95,163,565.00</u>	<u>\$95,163,565.00</u>

BE IT FURTHER RESOLVED by the Board of Supervisors that:

1. The General Fund appropriation includes \$2,894,977 in COVID-19 Stimulus Funds and the transfer of: \$2,111,079.00 (4-100-093100-9201) to the VPA Fund (DSS) (3-150-004105-0001); 3,325,284.00 (4-100-093100-9204) to the Debt Service Fund (3-108-004105-0100), \$18,544,772 (4-100-093100-9202/Nursing \$164,935, 4-100-093100-9203/Operations \$18,379,837, 4-100-093100-9205/Buses \$0, 4-100-093100-9206/Capital \$0) to the School Fund (3-205-004105-0001); \$0 (4-100-093100-9114) to the Broadband Fund (3-114-004105-0100); \$85,000 (4-100-93100-9101) to the Reassessment Fund (3-101-004105-0001); and \$0 (4-100-093100-9207) to the Piney River Water & Sewer Fund (3-501-004105-0001).
2. The amounts transferred from the General Fund to the VPA Fund (DSS), Debt Service Fund, School Fund, and Piney River Water & Sewer Fund are also included in the total appropriation for each of these funds.
3. The School Fund includes \$3,884,299 in Federal COVID-19 Stimulus Funding.
4. The Textbook Fund appropriation includes the allocation of \$184,803 from the School Fund.
5. The Debt Service Fund includes \$3,165,368 in current debt service and \$3,175,950 in debt service reserve.
6. The appropriation of funds to the School Fund, Textbook Fund, Cafeteria Fund, and VPA Fund (DSS) shall be in total and not categorically.

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7. The appropriation and use of funds within the General, Debt Service, Capital, and Piney River Water & Sewer funds shall adhere to the amounts prescribed by the Board of Supervisors for each department therein unless otherwise authorized by the Board of Supervisors.

D. Resolution – **R2023-67** FY24 Budget Amendment

**RESOLUTION R2023-67
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2023-2024 BUDGET
November 16, 2023**

I. Appropriation of Funds (General Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 12,700.00	3-100-003303-0008	4-100-031020-3032
\$ 7,860.00	3-100-003303-0008	4-100-031020-3033
\$ 5,641.97	3-100-009999-0001	4-100-031020-3036
\$ 3,070.98	3-100-009999-0001	4-100-031020-3037
\$ 720.00	3-100-002404-0001	4-100-031020-5419
\$ 375.00	3-100-002404-0055	4-100-035010-3016
\$ 25,000.00	3-100-001901-0012	4-100-081050-3011
\$ 13,032.00	3-100-002404-0007	4-100-082050-6008
\$ 68,399.95		

II. Transfer of Funds (General Fund Non-Recurring Contingency)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 9,161.00	4-100-999000-9905	4-100-091030-5202
\$ 17,110.00	4-100-999000-9905	4-100-091050-7008
\$ 26,271.00		

III. Appropriation of Funds (School Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$650,000.00	3-205-002402-0002	4-205-061100-9301
\$650,000.00		

IV. PROCLAMATION – NOVEMBER 26, 2023 ARTISTS SUNDAY (P2023-04)

Mr. Reed read **Proclamation P2023-04** and made a motion for its approval with the change of wording from city to county. Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following proclamation was adopted:

**PROCLAMATION P2023-04
NELSON COUNTY BOARD OF SUPERVISORS
ARTISTS SUNDAY IS NOVEMBER 26, 2023**

November 16, 2023

WHEREAS, the Nelson County Board of Supervisors celebrates our local artists and the contributions they make to our local economy and community; and

WHEREAS, the arts enrich our lives and enhance the cultural fabric of our community, and

WHEREAS, Artists Sunday is a national event that celebrates and supports artists of all kinds and encourages the purchase of original artwork from artists, and

WHEREAS, our community recognizes the important contributions of artists to our economy, our education system, and our quality of life, and

WHEREAS, our city is home to many talented artists whose work deserves recognition and support,

NOW, THEREFORE, BE IT RESOLVED, that the Nelson County Board of Supervisors does hereby proclaim the Sunday following Thanksgiving, November 26, 2023, as

Artists Sunday

We urge all residents to celebrate this day by exploring the works of local artists and considering the purchase of original artwork. Supporting our artists not only benefits them but also contributes to the growth and vitality of our community.

Let us come together to celebrate the creativity and diversity of our local artists and to show our appreciation for their valuable contributions to our county.

V. EMERGENCY ORDINANCE 2023-01– BURN BAN

Mr. Rutherford commented on the conditions outside, noting that the Board felt it was pertinent to put a burn ban in place. Ms. McGarry explained that there was a proposed resolution R2023-74 to declare a local drought emergency, as well as an emergency ordinance. She provided some statistics from the National Drought Monitor. She reported that 14.27 percent of the County was in extreme drought (near Augusta County border), 49.65 percent in severe drought (west of Route 29), and 36.08 percent in moderate drought (east of Route 29). She indicated that the Rockfish, Tye, and Piney Rivers were much below normal status. She noted that the County has received a USDA disaster designation from the United States Department of Agriculture (USDA), as Nelson County was contiguous to the designated primary County of Augusta She commented that this designation would provide agricultural producers access to USDA disaster assistance programs, including emergency loans.

Ms. McGarry explained that Resolution R2023-74, Declaration of Local Drought Emergency, was authorized by County Code, Chapter 2, Article III, Section 2-74 and 2-75, State Code §44-146.21 and §15.2-922.1, and establish the authority to regulate or prohibit open air outdoor burning on private property, in addition to public property. She noted that the drought emergency would be effective until the County received significant rainfall that decreased the fire risk, and the Board has deemed that all necessary emergency actions have been taken.

Ms. McGarry noted that in addition to the Local Drought Declaration, staff wanted the Board to consider enacting Emergency Ordinance 2023-01 which would be a local burn ban. She noted that the State Code authority sections were §15.2-1427 (F), §15.2-922.1, and §18.2-11. She explained that the emergency

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ordinance would prohibit the making of fires in streets, alleys, and other public places and on private property. She reported that violations of the ordinance would punishable as a Class 2 misdemeanor, which could mean up to six (6) months in jail, or up to a \$1,000 fine. She noted that the emergency ordinance would expire in 60 days unless readopted with the provisions of the Code of Virginia.

Mr. Barton moved to approve **Resolution R2023-74** and Mr. Parr seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion and the following resolution was adopted:

**RESOLUTION R2023-74
NELSON COUNTY BOARD OF SUPERVISORS
DECLARATION OF LOCAL DROUGHT EMERGENCY
(NOVEMBER 16, 2023)**

WHEREAS, Pursuant to the Code of Nelson County, Virginia Chapter 2, Article III, Section 2-74, §44-146.21 and §15.2-922.1 of the State Code of Virginia 1950 as Amended, a local state of emergency due to drought and ban on open air outdoor burning in Nelson County is declared on this November 16, 2023; and

WHEREAS, the declaration of local drought emergency and ban on open air outdoor burning in Nelson County has been precipitated by dangerously dry conditions throughout the county that are favorable for rapid fire spread due to the lack of measurable rainfall, and

WHEREAS, the rainfall for the spring/summer growing season has been extremely low across most of Nelson County, and

WHEREAS, Virginia Cooperative Extension, investigating the effects of the drought on local agriculture, has determined that the lack of rainfall has caused significant yield losses for hay and livestock producers; and losses will continue to be seen during the winter months as hay and pasture stockpiles dwindle,

NOW THEREFORE BE IT RESOLVED, that the Nelson County Board of Supervisors does hereby declare a local emergency due to drought and hereby adopts attached Emergency Ordinance 2023-01 to enact a ban on open air outdoor burning; which will remain in effect until the sooner of sixty (60) days, unless re-adopted in conformity with the provisions of §15.2-1427(F) of the State Code of Virginia; or such time that the County receives significant rainfall that decreases fire risk and the Board, in its judgement, has deemed that all necessary emergency actions have been taken.

Mr. Reed moved to approve **Emergency Ordinance 2023-01** as presented. Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion unanimously (5-0) by roll call vote and the following emergency ordinance was adopted:

**EMERGENCY ORDINANCE 2023-01
NELSON COUNTY BOARD OF SUPERVISORS
LOCAL BURN BAN
(November 16, 2023)**

WHEREAS, there exist extremely dry conditions which create an immediate and substantial threat of fire; and,

WHEREAS, it is appropriate and necessary that an emergency ordinance be adopted banning open air burning;

NOW, THEREFORE, pursuant to Sections 15.2-1427 (F) and 15.2-922.1 of the Code of Virginia,
BE IT ENACTED:

1. The making of fires in streets, alleys, and other public places and on private property is hereby prohibited.
2. Violation of this ordinance shall be punishable as a Class 2 misdemeanor.
3. This ordinance shall expire in sixty days unless readopted in conformity with the provisions of the Code of Virginia.

Mr. Rutherford and Ms. McGarry confirmed that the local drought emergency and burn ban were effective immediately.

VI. PRESENTATIONS

A. VDOT Report

Mr. Rutherford noted that VDOT was unable to attend the day's meeting and he asked that staff be provided with any comments to VDOT.

B. Proposed Solar Development – Savion, LLC (Jeannine Johnson)

Mr. Rutherford commented that the proposed solar development was not something that the Board would be voting on that day, noting that it was just an initial presentation.

Ms. Bishop explained that her office had been in communication with Savion for over a year to prepare for the application that they were preparing. She indicated that this would be the first utility scale proposal received in Nelson. She reported that the Board adopted the County's solar ordinance in 2021, after a thorough development process with the Planning Commission. She noted that this would go through the special use permit process, which meant it would go to the Planning Commission, and then to the Board of Supervisors with all of the applicable notice requirements. She commented that they were discussing holding another community meeting in partnership with the County. Ms. Bishop then introduced Jeannine Johnson and Lauren Devine with Savion.

Ms. Johnson commented that she was the Development Manager on the Wild Rose Solar Project. She noted that Lauren Devine was the Senior Permitting and Environmental Lead for the project. Ms. Johnson thanked everyone for the comments earlier. She noted that they were there to provide a presentation and had not filed for a special use permit yet. She stated that the goal for the meeting was to inform about solar development, provide a brief overview of the project, and hear any comments or concerns. Ms. Johnson reported that Savion was founded in 2019. She noted that they were a utility-scale solar developer, which meant that they generated solar power and fed it onto the grid to supply the utility with energy. She indicated that Savion was based in Kansas City, Missouri, with over 190 employees. She noted that they had experts in engineering, procurement, permitting and development. Ms. Johnson reported that Savion had 33 projects across 13 states that were currently in operation, or under construction. She then noted that they had about 90 projects in solar development and battery storage development across 27 states.

Ms. Johnson discussed solar energy and how it worked. She explained that the solar panels absorbed the sunlight and the photovoltaic panels converted sunlight into electricity. She noted that the electricity went from the panels to the inverter which converted the DC electricity to AC electricity. She explained that the electricity was then distributed onto the electrical grid and then to the smaller power lines and across the community. She showed photos of the piles and racking system.

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Ms. Johnson explained that they had two different types of racking. She noted that the fixed tilt racking was where the racking sat at a fixed angle and absorbed energy from the sun. She explained that the other racking system was single axis tracking, which meant the racking shifted as the sun came across and the panels would track the sun to allow for more efficient energy production throughout the day, and then the panels would reset at the end of the day. Ms. Johnson showed a few photos of their solar development projects in operation.



Ms. Johnson explained that solar power was cost effective compared to other energy producers, and once a solar project was built there was very little maintenance. She noted that maintenance consisted of vegetative maintenance and making sure that panels were still operational and efficient. She reported that the life of a solar project was generally 35 to 40 years. She commented that solar power was a reliable and sustainable way to put energy on the grid, and it created grid diversification. Ms. Johnson noted that solar power produced positive economic impacts. She explained that during construction there would be an uptick in lodging and gas revenues. She also noted that the local tax base would be impacted as there would be increases tax revenues to the County from the project.

Ms. Johnson reviewed the typical development process. She noted that projects can take about 4 to 7 years from inception to construction. She noted that the project had three (3) stages - Early, Mid and Late stage. She explained that the Early stage was when agreements were being signed with landowners. She noted that they typically held lease agreements with the landowners and when the project was finished, they would decommission the project, restore the land and turn it back over to the landowner. She noted that the Wild Rose was between Early and Mid-stage.

Typical Development Process

- Projects take from 4-7 years from inception to construction
- **Early-Stage**
 - Sign agreements with landowners – 50-75% of needed land
 - Field Environmental Study – Phase I ESA
 - File interconnection application
 - Environmental Fatal Flaw analysis
- **Mid-Stage**
 - Finalize site control
 - Permitting – State and/or Local as required
 - Transmission System Impact Study
 - Field Environmental Studies –Threatened & Endangered Species, Wetlands
 - Power Sales
- **Late-Stage**
 - Signed Utility Sale Agreement (PPA or purchase)
 - Field Cultural Studies
 - Design and Engineering
 - Procurement
 - Transmission Facility Study and Interconnection Agreement
 - Construction

Ms. Johnson explained that the Field Environmental Study in the Early Stage meant they were looking at project from desktop perspective. She noted that this was where they took a high level look at wetlands as well as threatened and endangered species to see if there were any potential impacts from the project, and how they could be avoided. She noted that once they had a project, they needed to have site control and an interconnection application needed to be filed with the utility. She explained that they would be working with American Electric Power (AEP). She noted that once they filed the application, the utility would study the project and report back on how much it would cost to put the project on the grid. She explained that the utility would also determine what upgrades would be needed to their infrastructure to take the project on.

Ms. Johnson explained that during Mid-State, they had site control finalized with landowners and they were obtaining permitting as required. She explained that they would need a Special Use Permit for the project with Nelson County. She noted that they would also be going through the Permit by Rule process, which was a State permit process with DEQ. She explained that other items during Mid-Stage would include a System Impact study, as well as field studies. She noted that another major part of the project was the Power Purchase agreement. She explained that during the Late Stage, they would have a signed power purchase agreement with a utility, and they would be working on design and engineering. She noted that the procurement of all materials for the project would take place during the Late stage.

Ms. Johnson then discussed the proposed Wild Rose Solar Project in Gladstone. She explained that they were proposing a 90 mega-watt (MW) Solar Project which was equivalent to powering about 14,000 Virginia homes. She noted that they were working with AEP, and they would be tying in to the Gladstone Substation which was located off of Route 60 in Nelson County.

Ms. Johnson explained the PJM was a Regional Transmission Organization (RTO) and they regulate Savion's processes with AEP and act as a liaison between energy producers and the local utility. She noted that they worked through PJM to work with AEP. She reported that they did have 100 percent of the site secured, noting it was a large timber tract that allowed for significant project setbacks from the property lines. Ms. Johnson noted that they had not identified any significant environmental issues. She reported that the property was located on Route 60. She noted that the property was about 2,500 acres, and the proposed project would be about 500 acres under panels. Ms. Johnson reported that construction would start some time in 2026, and the design will probably change several times before construction started. She emphasized that they were looking at that size property right now so they could be sure to avoid any environmental issues along the way.

Ms. Johnson discussed the local economic impact to the County. She noted that construction for the project would take about one year to complete. She explained that the economic impact would be the taxes that would be paid to the County. She noted that there was no on local infrastructure and there was very minimal water usage. She commented that the project could be a silent revenue generator for Nelson County. She explained that there would be about 250 construction jobs for about one year. She explained that there were skilled workers needed to install the solar, but she noted that they also looked for landscapers to remove trees, and also to plant trees and vegetative buffers. She indicated that there were opportunities for local companies to get involved. Ms. Johnson explained that throughout the life of the project, they would employ 2 to 5 people in permanent jobs to maintain the site.

Ms. Johnson reviewed the milestone schedule for the project.



Ms. Johnson reported that they were hoping to submit the special use permit application in December, with the State permitting process taking place later next year. She noted that construction would take place in April 2026 with the project operable by 2027.

Ms. Lauren Devine reviewed the Project Studies and permits for the project.

Studies & Reports:

- Phase 1 Environmental Assessment
- Threatened & Endangered Species Review

- Traffic Study
- Decommissioning Plan
- Glint/Glare Analysis
- Landscape Screening Plan
- Biological Habitat Assessment
- Wetland Delineation to be done with US Army Corps of Engineers
- Cultural Resource Studies
- Geotechnical Review and Hydrology Study

Permits:

- Special Use Permit (Nelson County)
- 15.2-2232 Substantially in Accord Determination (Nelson County)
- Permit by Rule (VA DEQ) for projects under 150 MW
- Jurisdictional Determination (US Army Corps of Engineers)
- Stormwater Pollution Prevention Plan (VA DEQ)

Mr. Barton thanked the citizens for being present to ask the Board to ask questions regarding the project. He asked if there would be an effort to hire local people to build the structures. Ms. Johnson noted there were some skilled jobs required for the solar panels. She indicated that there may be an opportunity to partner with a local community college to work on a training program so that they could help incentivize people to get trained in the solar power industry. Mr. Barton asked if there would be assurances that would happen. Ms. Johnson noted that it had not been discussed, but she was confident that they could commit to some sort of training program. Mr. Barton asked the land was being purchased. Ms. Johnson explained that it was a lease option. Ms. Johnson explained that the land was a timber property, and the landowner would continue to timber where the panels were not located. She noted that they were very cognizant of visibility from homes, and she commented that at a minimum, they were looking at 100 foot setbacks from the property lines, and 200 foot setbacks for residential. Ms. Devine commented that the ordinance required a 100 foot setback and 200 foot setback at a minimum. She noted that they were proposing to leave more vegetation. Ms. Devine explained that the site plan was required for the special use permit application, and it would provide details on the panel locations, as well as a landscape screening plan and photo renderings to show what it would look like. Ms. Johnson noted that once they received special use permit approval, there would also be a final site plan approval before construction. Mr. Barton noted the advantage of getting energy directly from the sun and commented that they could probably do the project without impacting anyone.

Mr. Barton asked if there were any financial assurances that could be provided from Savion to ensure that they would not abandon the project midway through. Ms. Johnson explained that they would be posting a decommissioning bond for that purpose, and they were required to do so. She noted that the Decommissioning plan would be included the with Special Use Permit application, which would provide detail on how they would decommission the project, along with what the bond cost would be. Mr. Barton asked about the revenue over the 40 year period. Mr. Parr noted that \$5 million revenue over 40 year period would be about \$125,000 per year. Ms. Johnson also indicated that Virginia Statute required a siting agreement. She noted that separate from the special use permit application, they would work with the County to determine what the revenue amount would be throughout the project. She noted that the current numbers were estimates of what is typically seen in Virginia.

Mr. Barton asked who assessed the value of the project for the purpose of taxation. Mr. Rutherford commented that the State Corporation Commission (SCC) may be involved. Ms. Johnson noted that the siting agreement with the County would help establish those values.

Mr. Reed asked if there were any current or completed projects in Virginia for Savion. Ms. Devine noted that Savion had one project that was operational in Virginia and that was in Wythe County. She noted that the project was utility scale, but she unsure of the exact megawatts (MW) at the moment. Mr. Reed asked about the three stages of the project. Ms. Johnson noted that the stages were used as a guide to explain where they were in the process. She noted that Wild Rose was in the Early to Mid-Stage. Mr. Reed noted the benefits to the County and asked if that included taking the property out of land use. Ms. Johnson noted that the benefits were in addition to taking it out of land use. Mr. Reed asked if the entire property would be taken out of land use and how that worked. Ms. Johnson noted that she would need to check into that.

Mr. Rutherford noted the 14,000 home equivalent asked how many megawatts would be needed to take care of the entire County. He noted that he had sent an email off to Central Virginia Electric Cooperative to see what their vision for electronic companies would be. He thanked Ms. Johnson and Ms. Devine for being present.

Ms. McGarry asked if the project would benefit local AEP consumers directly. Ms. Devine explained that when electricity went onto the grid, it was like a drop of water going into a bowl. She noted that you could not really differentiate electrons, but it was putting on electricity in the area. Mr. Reed asked if the amount of electricity used by AEP customers in Nelson County could be computed, along with the amount of electricity generated, and extrapolate if there were any benefits coming to the AEP customers from the project. Ms. Devine confirmed that they could and noted that it would increase the amount of electricity in this area of demand.

Mr. Parr asked if the power coming onto the Gladstone grid would just impact the people served by the Gladstone substation, or if it went into a larger pool to go everywhere. Ms. Johnson confirmed that the power going onto the grid went everywhere.

Mr. Parr asked if there would be view shed tests done similarly to what was done for cell tower applications. He referenced the solar panels in Coveseville and noted concerns regarding what people would see when they were driving down Route 60. Ms. Devine explained that as part of the application, they would have photo renderings to include view sheds. She noted that they would either keep the existing vegetation to mitigate the visual impact, or they would have to plant a vegetative buffer. Mr. Parr asked if there was a timeline for completion once the special use permit was approved. Ms. Devine explained that the ordinance allowed two (2) years when pulling building permit, but that did not align with solar development. She indicated that they were requesting five (5) years, noting that after receiving the special use permit, the state permit would take about a year, and they would still have to go through SWIP. She explained that SWIP was the Stormwater Pollution Prevention Plan, which would take another nine (9) months.

Mr. Reed asked if the lease could rollover at the end of the project if it was still viable. Ms. Johnson noted that if the project was still viable after 40 years and there was an opportunity to extend it, they would work through the same processes as the first time around. She commented that it may be quicker as it would be an already existing generator. Mr. Reed asked what the terms were on the lease with the landowner. Ms. Johnson noted that it was a 25 year lease with a few extensions, for a maximum of 40 years.

The Board had no other questions. Mr. Rutherford thanked Ms. Johnson and Ms. Devine for being present and asked that they continue to engage with the community, especially in Gladstone.

The Board took a brief recess.

VII. NEW & UNFINISHED BUSINESS

A. Interest Free Loan Request – Rockfish Valley Volunteer Fire and Rescue (R2023-69)

Ms. McGarry presented a request for an interest free loan from Rockfish Valley Volunteer Fire and Rescue. She reported that at the October Board meeting, the Board approved local funding for 50 percent of the cost of a new ambulance for Rockfish Valley Volunteer Fire and Rescue, with the knowledge that a request for the other 50 percent from the County's interest free loan program would be coming forward. She noted that the request was to finance \$155,000 over 8 years and it was endorsed by the Emergency Services Council at their October 17, 2023 meeting. She reported that the requesting agency currently had no outstanding interest free loans with the County. She also reported that the current balance of the interest free loan funding was approximately \$702,914. Ms. McGarry noted that staff recommended the adopted of proposed Resolution R2023-69 to approve the interest free loan of \$155,000 for Rockfish Valley Volunteer Fire and Rescue.

Ms. Parr moved to approve **Resolution R2023-69** and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following resolution was adopted:

**RESOLUTION R2023-69
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF INTEREST FREE LOAN REQUEST FOR
ROCKFISH VALLEY VOLUNTEER FIRE AND RESCUE**

BE IT RESOLVED, that the Nelson County Board of Supervisors hereby approves an interest free loan request from Rockfish Valley Volunteer Fire and Rescue in the amount of \$155,000 to help purchase a 2022 Horton Ford F-550 4X4 Ambulance.

B. Authorization for Public Hearing on Amendment to Tax Relief for Elderly and Disabled
(R2023-70)

Ms. McGarry presented a request from the Commissioner of Revenue to amend the tax relief for the elderly and disabled. She provided the following report.

The Commissioner of Revenue has requested that the Board consider amending the County's Ordinance to increase parameters for real estate tax relief for the elderly and disabled contained in Chapter 11 Taxation, Article II Real Property Tax, Division 2, Exemptions for Elderly and Disabled; specifically, raising the maximum income threshold from \$50,000 per year to \$75,000 per year and the maximum net worth threshold from \$100,000 per year to \$125,000 per year, effective for the 2024 tax year. These thresholds have not been changed in the past sixteen (16) years (since 2007) while values of real property have increased significantly. Currently, the tax value of the existing tax exemption for the 2023 tax year is **\$123,262**. The financial impact of the proposed changes is uncertain as we have no way of knowing how they would impact citizen eligibility or how many eligible citizens would apply and be approved for relief.

Other Exemption Provisions in State Code That Are Locally Determined:

- 1) **Home site Acreage Included in Net Worth:** While a change to this parameter is not currently recommended by the Commissioner of Revenue, State Code provisions in 58.1 Chapter 32, Article 2 provides for "exemption of taxes of the qualifying dwelling and the land, not exceeding ten (10) acres, upon which it is situated". Nelson County Code Sec. 11-43 (5) excludes "the value of the dwelling and

not more than one (1) acre of land upon which it is situated...” In considering this acreage threshold, bear in mind that those with five (5) acres of land may be eligible for a Land Use tax exemption.

- 2) **Percentage Exemption Minimum and Maximum:** While a change to these parameters is not currently recommended by the Commissioner of Revenue, State Code provisions in 58.1 Chapter 32, Article 2 do not dictate these be a certain percentage and are set locally. Nelson County Code Sec. 11-48 includes a 10% minimum tax exemption and an 80% maximum tax exemption based upon a combination of income and net worth according to the table.

Ms. McGarry noted that staff recommended the adoption of proposed Resolution R2023-70 to authorize a public hearing on the Commissioner of Revenue’s recommended changes to Elderly and Disabled Tax Relief.

Mr. Barton asked if things would basically be kept the same, they were just increasing the number. Ms. McGarry confirmed that was the only change. Mr. Rutherford commented that it was a good thing. Ms. McGarry noted that they were currently just authorizing the public hearing on the ordinance.

Mr. Parr mentioned the tax credit for first responders for personal property tax. He asked about re-evaluating it as it had not been adjusted since 2006. He noted that they currently received a tax credit for one vehicle up to \$5,000 in value. He asked if a public hearing would be needed for that. Ms. McGarry noted that it was a different section of the code, so it would require its own public hearing. Mr. Parr asked if it would be possible to authorize a public hearing to take care of both items at the same time. Ms. McGarry noted it would be cleaner to do the public hearings separately and they could make sure to advertise the public hearing correctly. Mr. Parr asked to bring first responder personal property tax credit back for a future meeting.

Mr. Parr moved to approve **Resolution R2023-70** and Mr. Harvey seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following resolution was adopted:

RESOLUTION R2023-70
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION FOR PUBLIC HEARING
AMENDMENT OF THE CODE OF NELSON COUNTY, VIRGINIA
CHAPTER 11, TAXATION, ARTICLE II, DIVISION 2
EXEMPTIONS FOR ELDERLY AND DISABLED

BE IT RESOLVED, that pursuant to §15.2-1427 of the Code of Virginia 1950 as amended, the County Administrator is hereby authorized to advertise a public hearing to be held on **December 12, 2023 at 7:00 PM** in the General District Courtroom in the Courthouse in Lovingson, Virginia. The purpose of the public hearing is to receive public input on an Ordinance proposed for passage to amend Chapter 11, Taxation, Article II, Division 2 Exemptions for Elderly and Disabled. Proposed amendments to Section 11-43 Restrictions and Conditions, would increase the maximum owners’ total combined income from \$50,000 to \$75,000; and the maximum owners’ total net worth would increase from \$100,000 to \$125,000. The proposed amendments to Section 11-48 Determination of exemption, would update the income and net worth numbers to reflect the changes made to Section 11-43.

C. PMA Architecture Proposal - DSS Building Design, Bid, and Construction Administration (R2023-71)

Ms. McGarry provided the following information:

PMA has provided their proposal for design, bid, and construction administration for the DSS building project for a total cost of **\$1,170,780** which is broken down as follows:

a. Building and Site Design and Bid Documents:	\$ 893,760
b. Design of Road Improvements along Callohill Drive:	\$ 50,300
c. Contract Administration Services for the Building/Site:	\$ 217,020
d. Contract Administration Services for road improvements:	\$ 9,700
	\$1,170,780

The updated preliminary opinion of probable project cost is presently **\$9,557,834**. This cost was updated based upon the following:

- a. a \$1M reduction in site work due to a more efficient layout and only phase 1 parking
- b. a 10% escalation in the construction market over the last 18 months
- c. Use of an average projected building cost between the original low and high estimates
- d. Inclusion of new furniture in the budget
- e. Inclusion of a security system
- f. Inclusion of some acoustic treatments in lobby and training/conference room
- g. Inclusion of road improvements along Callohill Drive
- h. Inclusion of a site work contingency allowing for a storm water pond on the site

Preliminary opinion of probable project costs of the project is broken down as follows:

a. Architecture and Engineering Fees:	\$1,170,780
b. Construction and Inspections:	\$7,571,480
c. Other (moving, electrical, phone, bidding)	\$ 137,000
d. Contingency (soils, storm water, construction)	\$ 678,574
	\$9,557,834

The ratio of total Architectural and Engineering fees to probable project cost is 12.2%. Using Attachment B of the proposal, this can be further broken down into an Architectural cost (including interior design) of \$674,370 or 7.0% of the total probable project cost and an Engineering cost (including structural, MEP, civil, technology, and security) of \$496,410 or 5.2% of the total probable project cost. These percentages are commensurate with known industry standards for new commercial construction of low to mid complexity and similar cost.

Ms. McGarry reported that staff recommendation was adoption of Resolution **R2023-71**, which would approve the execution of PMA Architecture Contract Addendum #4 for DSS Building Design, Bid, and Construction Administration. She also noted that in the near future, at a time recommended by the County's Financial Advisor and Bond Counsel, staff would present the Board with consideration of a reimbursement resolution that would allow for the County to recoup related expenditures incurred 60 days prior to adoption of the resolution with proceeds of the project financing.

Mr. Reed noted that they had originally had Phase 1 and Phase 2 combined to include offices for Planning

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and Zoning, and Building Inspections. He asked if the estimated infrastructure site costs estimated would be sufficient to expedite Phase 2, or would they have to be improved upon in order to do that. Ms. McGarry commented that she thought the estimate included the basic level of site prep, with some grading to be able to establish Phase 2. She noted that there would likely be some Phase 2 prep needed. Mr. Rutherford commented that they should make sure that they were not limiting future development with water and sewer, so that they could possibly have future projects on site. Ms. McGarry agreed and noted that PMA was ready to get started in January once the contract was executed.

Mr. Parr moved to approve Resolution R2023-71 and Mr. Barton seconded the motion. There being no further discussion, Supervisors approved the motion unanimously (5-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2023-71
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION TO CONTRACT ARCHITECTURAL SERVICES**

WHEREAS, on June 30, 2022 Nelson County retained via contract PMA Architecture for the provision of architectural and related services for the design and construction bidding of the Social Services, Building Inspections and Planning and Zoning building concept; and,

WHEREAS, Nelson County wishes to enter into Contract Amendment #4 to provide Architectural and Engineering Services as listed in Contract Amendment #4 attached hereto for a Social Services building on Callohill Drive;

WHEREAS, the total proposed compensation for professional services as described in Contract Amendment #4 is \$1,170,780;

NOW, THEREFORE, BE IT RESOLVED, by the Nelson County Board of Supervisors that the County Administrator be and hereby is authorized to enter in Contract Amendment #4 with PMA Architecture for the provision of architectural and related services to Nelson County.

D. State Compensation Board 2% Employee Compensation Adjustment and Funding

Ms. McGarry reported the following:

The FY24 additional budget allocations approved in September 2023 by the General Assembly and Governor Youngkin include a **2% across-the-board increase from the State Compensation Board (SCB) salary effective December 1, 2023** for locally-elected constitutional officers and their full-time employees and General Registrars and members of local electoral boards.

In addition to the 2% across-the-board increase, targeted increases are provided as of December 1, 2023, for employees of the Sheriff's Department, Commonwealth Attorney's Office, and Circuit Court Clerk's Office and restoration of unfunded Deputy positions are provided for in the Commissioner of Revenue and Treasurer's Office with the Treasurer being allocated a new Deputy I position. (The Treasurer does not wish to fill this new position at this time.) The salaries and benefits of employee positions in the Commissioner's and Treasurer's offices are reimbursed at 50% of the budgeted amount. (See provided spreadsheet) Note that all salary and fringe benefit amounts shown are **annualized** and **localities will be reimbursed based on actual expenses incurred for the 7-month period from December 1, 2023 to June 30, 2024**. Position data shown is based upon personnel listed in the SCB system as of September 19, 2023.

Staff proposes to implement the targeted increases as applicable and the 2% across-the-board increase based upon current salaries. **The prorated 7-month reimbursement from the State Compensation Board for these increases, as presented in the SCB provided spreadsheet, is estimated to be \$86,822 and will cover these costs.**

1. Consideration of 2% Salary Increase for All Employees Effective December 1, 2023 **(R2023-72)**

Ms. McGarry presented the following proposal:

Staff proposes to provide a 2% across-the-board salary increase for all eligible non-probationary County employees effective December 1, 2023. This would be consistent with the salary increase provided for the Constitutional Offices and Registrar’s Office and with the School Division, who is providing all employees a 2% increase effective January 1, 2024 as prescribed by the State. Neighboring localities such as: Amherst, Appomattox, and Campbell Counties and the Region 2000 Solid Waste Authority have implemented or will consider implementing this 2% increase. **The local prorated 7-month salary and benefits cost of implementation is estimated to be \$56,788 and can be covered within the current General Fund budget utilizing vacancy savings in unfilled positions.**

Annual County Full Time Salary Cost with Benefits	\$80,612
Annual County Part Time Salary Cost with Benefits	<u>\$16,740</u>
Annual Total County Salary Cost with Benefits	\$97,352

Prorated for 7 months \$56,788

Ms. McGarry noted that the staff recommendation was to adopt **Resolution R2023-72**, to approve applicable targeted increases for Constitutional Offices and a 2% across-the-board salary increase for all Constitutional Offices, Registrar’s Office, and eligible County employees effective December 1, 2023. She noted that a subsequent action to the approval would be an amendment of the FY24 General Fund budget to capture additional costs and State Compensation Board reimbursement for Constitutional Office and General Registrar’s Office salary adjustments.

Ms. McGarry noted that the State was stepping up and paying for their portion of the salary increase. Mr. Reed commented that the compensation study done by the County clearly warranted the increase.

Mr. Reed moved to approve **Resolution R2023-72** and Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following resolution was adopted:

RESOLUTION R2023-72
NELSON COUNTY BOARD OF SUPERVISORS
FY2023-2024 AMENDMENT OF SALARY AND CLASSIFICATION SYSTEM
APPROVAL OF EMPLOYEE COMPENSATION ADJUSTMENTS EFFECTIVE DECEMBER 1,
2023

WHEREAS, The FY24 additional budget allocations approved in September 2023 by the General Assembly and Governor Youngkin include a 2% across-the-board increase from the State Compensation Board (SCB) salary effective December 1, 2023 for locally-elected constitutional officers and their full-time employees and General Registrars and members of local electoral boards; and,

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WHEREAS, in addition to funding the 2% across-the-board increase, funding for targeted increases are provided as of December 1, 2023, for employees of the Sheriff’s Department, Commonwealth Attorney’s Office, and Circuit Court Clerk’s Office and restoration of unfunded Deputy positions are provided for in the Commissioner of Revenue and Treasurer’s Office; and

WHEREAS, the County will be reimbursed by the State Compensation Board based on actual expenses incurred for the 7-month period from December 1, 2023 to June 30, 2024 for these expenses; and

WHEREAS, commensurate with the SCB 2% across-the-board increase, the Board wishes to provide all eligible non-probationary regular County employees with the same pro-rated 2% across-the-board increase, effective December 1, 2023; and

WHEREAS, providing the prorated 2% across-the-board increase for all eligible non-probationary regular County employees effective December 1, 2023 can be accomplished within the current appropriated General Fund budget, utilizing vacancy savings in unfilled positions,

NOW, THEREFORE, BE IT RESOLVED, by the Nelson County Board of Supervisors that the local government’s “Salary and Classification System” is hereby amended to incorporate the following:

Constitutional Offices and General Registrar:

Effective December 1, 2023, a two percent (2%) salary adjustment shall be authorized for all regular part-time employees and all full-time employees employed by a Constitutional Officer, inclusive of the Officer and Registrar. The two percent (2%) for all Constitutional Officers and their Compensation Board funded permanent staff positions shall be calculated based upon the salary in effect on December 1, 2023 (Compensation/Electoral Board and local supplement). Additionally, the Nelson County Board of Supervisors hereby approves implementation of the State Compensation Board funded targeted increases for Constitutional Offices such that at minimum, the new State Compensation Board salary is in effect.

County Employees:

Effective December 1, 2023, a two percent (2%) salary adjustment shall be hereby authorized for regular non-probationary Nelson County personnel (full-time and regular part-time) employed pursuant to the County’s salary classification and pay plan, effective on December 1, 2023. Employee compensation adjustments will be based upon two percent (2%) of current salary in effect on December 1, 2023.

VIII. REPORTS, APPOINTMENTS, DIRECTIVES AND CORRESPONDENCE

A. Reports

1. County Administrator’s Report

A. Comprehensive Plan: The project website is www.Nelson2042.com. Additional feedback from the County and the public was taken through October 26th and final edits will be incorporated into a final draft tentatively by December 7th with public hearings to be held by the Planning Commission in late January and then by the Board of Supervisors in February.

B. Piney River Solar, LLC Special Exception 2023-369 – Amherst County: The Amherst County Board of Supervisors has deferred its public hearing on this permit until December 19, 2023 at 7:00 pm.

C. Nelson County Service Authority (NCSA) Term Engineering Contract: The Service Authority is in contract development with the selected firm CHA and expects to have a recommended agreement to present

to their Board for approval at their meeting on November 16th. Once the contractual relationship is established, scoping meetings can be scheduled in order for proposals to be developed for the PERs to evaluate the Lovingson water and wastewater system capacities, which will include evaluation of the Dillard Creek area for a water impoundment and treatment plant and revitalization/modernization of the old Lovingson wastewater treatment plant. Staff will advise the Board of the cost proposals for this work when established.

D. Sturt Park Preservation Trust Fund Grant Application: The County was unsuccessful in its Spring 2023 Virginia Outdoors Foundation Preservation Trust Fund grant application again ranking 13 out of 22. Although the review committee provided favorable comments, the application needs to improve in the criteria of regional and state plan alignment and project readiness. The next grant round will open sometime in January with re-submittal to be determined.

E. 2023 State Homeland Security Program Grant (SHSP): The County has been allocated funds of \$40,820 for an Election Security Vulnerability Reduction grant from the U.S. Department of Homeland Security (DHS) through Federal Emergency Management Agency (FEMA) and the Virginia Department of Emergency Management (VDEM) with no local match requirement. Staff must submit an application package and budget submission through VDEM's electronic grants management system within the next sixty (60) days and then funds will be formally awarded through a Grant Agreement issued by VDEM. This grant is proposed to provide for: secure, accessible entrance/exit points, video surveillance on all four sides of the building, enhancing staff safety and protecting equipment, materials and processes related to election security; inclusive of installation of additional "panic buttons" to allow all staff to alert local law enforcement of any emergency situation requiring response and not leave a portion of the building vulnerable. Should the County not wish to proceed in initiating the grant, an "Opt-Out" notice must be submitted to VDEM before 1/8/2024.

F. Route 151 Corridor Study Update: VDOT and their consultant held the second public meeting on the study update at RVCC on November 1st. **The VDOT presentation is posted on the County's website under News & Announcements.** The meeting was well attended with citizen Q&A time being very constructive. Primary citizen concerns seemed to be through truck traffic utilizing Route 151 and Route 6 to cut over from Route 64 to Route 29, speed limits along the corridor, business entrance conflicts along Route 151, and the timeframe for funded major improvements to take place. Citizens also voiced concerns that the section of Route 151 that included Blue Mountain Brewery (BMB) was not included in the study update and that there were less expensive options that VDOT could consider in the near-term to address safety concerns along the corridor. VDOT staff noted that the 2013 study that included BMB was done in conjunction with the Culpeper District and the current study area was data driven. VDOT staff noted that there is a local truck size (length) restriction in place of 65 feet that is enforced by local law enforcement; however, localities can follow procedures in the Virginia Administrative Code 24VAC30-580 (**see attached**) to request a restriction to through truck traffic on primary and secondary highways. It was emphasized that only the Commonwealth Transportation Board has the authority to restrict through truck traffic on primary highways. VDOT noted that their standards were applied during business entrance approvals; however, localities can consider enacting a transportation overlay corridor that imposes tighter restrictions than those applied by VDOT. VDOT staff also advised that their Revenue Sharing program could be utilized to accelerate projects approved under their Smart scale or HSIP funding. VDOT staff reiterated that a complicating factor on the corridor was speed and some of the suggested improvements were not only designed to reduce conflict points but inherently reduced speeds. Examples of this were roundabouts and flashing advance warning signs. Other citizen suggestions included reducing passing lanes and reducing vegetation along guardrails. VDOT asked that citizens let them know of areas needing reflective illumination. In the coming weeks, VDOT will be initiating an online public survey on the updated plan, project cost estimates on recommendations will be finalized and a subsequent VDOT presentation to the Board of Supervisors will be scheduled.

G. Nelson Heritage Center Renovation & Gym: NHC staff are working to secure renovation financing and have been allocated \$200,000 in State funding through the Department of Historic Resources. The County will serve as the pass through for these funds meaning they will be disbursed to the County and then to the Heritage Center following a budget amendment appropriating the funds. The NHC gym has now passed inspection and can be used for private and public purposes. County Parks and Recreation staff will be meeting with Ms. Burdette in the near future to discuss the potential for County usage.

H. Former Larkin Property Master Planning: Staff has been working with Architectural Partners on fine tuning their work based upon the Board's last directive and they are now poised to present this to the Board at its convenience. Staff recommends scheduling this presentation for the December 12th Board meeting with a subsequent work session to follow.

I. Albemarle Charlottesville Regional Jail: Prior to the October meeting, I took a tour of the facility with Colonel Kumer and the ACRJ Board Chair, Diantha McKeel, which solidified my support for the proposed renovation project. A presentation on the project and interim financing will be considered by the Board in the evening session. As of August 2023, Nelson has utilized 2,361 bed days and had an average daily population (ADP) of 38, which is an average of 62 bed days per inmate and a local share of 13.60%. The total ADP as of August was 287 which includes 7 classified as Federal and Other. As of September 2023, ACRJ has a total of 30 inmates on Home Electronic Incarceration (HEI) with 4 Nelson participants. Since the beginning of the pandemic in March 2020, there have been 755 inmates placed on HEI with 43 being from Nelson Courts. Of those 755 placed on HEI, 135 were removed for program violations with 7 of those having been charged with a criminal offense while on HEI. The total number of recidivate inmates on HEI is 14. The Department of Corrections conducted its every 3-year audit of the Jail's processes, procedures, and compliance with Minimum Standards for Jails and Lockups and the facility was found to be 100% in compliance. Superintendent Kumer reported at the September meeting that ACRJ exceeds these minimum standards in many areas of evaluation.

J. Virginia Animal Control Association Conference: At the invitation of Director of Animal Control, Kevin Wright, I attended the banquet dinner held during the annual Virginia Animal Control Association Conference in Charlottesville, where our department and many others around the state were recognized for their excellent work. I was honored to meet the Assistant Attorney General and Director of the Animal Law Unit, Michelle Welch and some of the Officers on the Attorney General's Animal Welfare Task Force. They all spoke very highly of our department!

K. TJPDC Regional Transit Governance Study: County staff and Supervisor Reed have been participating in a study of the feasibility of establishing a Regional Transit Authority within the TJPDC Planning District. TJPDC staff and the hired consultant are scheduled to provide a report of the study findings to the Board at the December 12th meeting in the afternoon session.

L. FY25 Pre-Budget Planning: County Staff has issued agency budget request forms and will soon distribute departmental budget request forms to begin building the FY25 budget. I attended a JMRL pre-budget planning meeting and David Plunkett indicated there were no major services to be added and their top priority will be moving staff to competitive pay rates based upon results of a compensation study being done by Charlottesville City. He is anticipating asking for a salary increase of 5%-7%. The School Superintendent has indicated they may ask for an increase in funding primarily related to their need for additional behavioral specialists.

M. Region 2000 Solid Waste Authority: The Region 2000 Solid Waste Authority staff have provided proforma financials that indicate an increase in tipping fees will be needed for FY25-FY29. These have not changed since 2018 at \$30.25/T for members and \$40.25/T for commercial haulers. This is primarily to

begin funding substantial contributions to the landfill closure/post-closure reserve fund as the landfill capacity nears its estimated closure horizon of 2029. These pro-formas suggest FY25 tipping fees of \$38.64/T for members and \$48.64/T for commercial haulers. Closure/post-closure reports for the Livestock Road landfill indicate an August 2023 liability of \$16,272,253 with Nelson County's responsibility being 3.97% or \$646,008. This total liability is reduced by any funds the Authority contributes to the closure/post-closure reserve fund, which has a current balance of \$3,338,185. This proposed tipping fee increase of \$8.39/T will increase the County's FY25 disposal costs by an estimated \$83,900. Input from the Board on our stance regarding this potential increase is requested.

Ms. McGarry noted that she and Appomattox had both voted last budget year not to increase the tipping fees pending the outcome of the litigation in process. She commented that it did not seem unreasonable to increase the tipping fees, noting they would either pay some now or pay on the back end when the landfill eventually closes. She asked for the Board's guidance on how they would have her proceed when the subject came up again. Mr. Reed and Mr. Rutherford suggested that a closed session in a subsequent meeting to discuss the subject further would be best.

N. Staff Reports: Department and office reports for November have been provided.

Mr. Rutherford asked Mr. Reed what the School Board reported the student population to be increasing by. Mr. Reed noted he would have to check but the numbers had increased, not by much, but some. Ms. McGarry commented that she understood that the students that the School Division was retaining were a little more expensive due to their needs.

2. Board Reports

Mr. Barton:

Mr. Barton reported that members of the Jail Board would attend the evening session to provide a presentation. - commented that jail board was attending that evening.

Mr. Harvey:

Mr. Harvey had no report.

Mr. Reed:

Mr. Reed reported that the Service Authority had approved engineering study for the possible Dillard Creek and Larkin property impoundment. He noted that they were using CHA to perform the study.

Mr. Parr:

Mr. Parr had no report.

Mr. Rutherford:

Mr. Rutherford reported that he had been unable to attend the TJPDC meeting. He noted they had a Regional Housing Partnership meeting recently. He reported that in his own private capacity attended the Governor's Housing Conference and was able to discuss housing issues. He noted that they also discussed what was expected to happen in the latter part of next year when interest rates go down. He referenced Waynesboro's recent announcement that Northrup Grummon would be investing \$200 million and adding

300 jobs with very good incomes. He questioned whether that could trickle into Nelson and create even more housing issues.

Mr. Reed noted the TJPDC Regional Transit Governance study as discussed by Ms. McGarry. He reported that it was interesting because a lot of the TJPDC members, and others on the meeting, were not aware of the unique situation in Nelson for transportation. He noted that a large portion of the transportation funding the County partnered with went towards transit in the north, but a lot of transit needs were in the southern part of Nelson. He commented that they were hoping to create a model to help do a better job providing services to the south, west and east parts of the County. He noted that the needs were less in the northern parts of the County where there were more direct lines to Waynesboro, Staunton and Charlottesville.

B. Appointments

Ms. Spivey reviewed the following table:

(1) New Vacancies/Expiring Seats & New Applicants :					
Board/Commission	Term Expiring	Term & Limit Y/N	Incumbent	Re-appointment	Applicant (Order of Pref.)
Nelson County Service Authority - North District	6/30/2026	4 Year Term/No Limits	Justin Shimp	N - Resigned	Alvin Cameron Lenahan
			<i>*Mr. Shimp will serve until 12/31/23 to allow time for appointment of new representative</i>		
JABA Council on Aging	12/31/2023	2 Year Term/No limits	Carl Stellwag	Y	Carl Stellwag

Nelson County Service Authority

Ms. Spivey noted that they had previously discussed a vacancy on the Nelson County Service Authority for the North District. She reported that Justin Shimp had said he would continue to serve through the end of the year. She noted that as of the meeting day, Mr. Shimp had stated that he wished to continue serving on the Service Authority and wished to withdraw his resignation. She reported that the upcoming vacancy had been advertised and an application had been received from Cameron Lenahan. Mr. Reed asked if any action was needed to reinstate Mr. Shimp. Ms. Spivey suggested that the Board could accept Mr. Shimp's withdrawal and allow him to continue serving his term through June 2026.

Mr. Reed made a motion to allow Mr. Shimp to continue serving his term through June 2026. Mr. Barton seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation.

JABA Council on Aging

Mr. Reed moved to re-appoint Carl Stellwag to the JABA Council on Aging. Mr. Parr seconded the motion. There being no further discussion, Supervisors voted unanimously to approve the motion by vote of acclamation.

C. Correspondence

Mr. Reed reported that VACo's, Education Subcommittee and Legislative Platform had some good language about looking at revisions to the current ratio/Composite Index by which it was determine how much the County was required to pay, as well as how much the State was required to pay. He noted that they were trying to get more parody in that.

Mr. Barton noted a study that had been done determined that Virginia was ranked near the bottom in the amount that the State contributed towards public education. He commented that there had been talk of increasing the amount of State funding towards public education. Mr. Rutherford noted that the State did not release the study because Virginia was so far behind. Mr. Reed commented that Virginia was ranked behind Kentucky and West Virginia. Ms. McGarry noted that they needed to make sure all of the County's legislators had copies of the JLARC study.

Mr. Barton commented that it was suggested that the County should invite its representatives to come and explain their position on what they do. Ms. McGarry noted that they could do that. Mr. Rutherford noted they were going into session in January/February. The Board suggested that an invitation be made to the legislators and they would see what happened.

Mr. Rutherford reported exciting news on the Line of Duty (LODA) benefits for police officers serving on private police departments, he noted that the efforts had been adopted by the Virginia Association of Counties (VACo), and they were up to 13 to 14 counties/cities/municipalities that had passed the County's resolution on behalf of Chris Wagner in support of the legislative change.

Special Use Permit #1050

Mr. Rutherford noted that the only other correspondence he had received was in regards to the Special Use Permit that evening. Mr. Rutherford stated that Special Use Permit #1050 had been deferred to December. He noted that the applicant was ill and unable to attend that evening.

D. Directives

Mr. Reed thanked for Ms. McGarry for the report on the 151 Corridor Study and for including the information needed to start the process to propose a limit to thru trucks on 151. He noted that he was hoping to start the process and set a public hearing to do that.

Mr. Reed then asked if a public hearing was needed for a reduction in the speed limit from 55 mph to 45 mph on 151. Ms. McGarry noted that she was not sure, but she thought a speed study would need to be requested. Mr. Reed noted that he had requested a speed study two years ago, and they had the results of that speed study. He thought that may be sufficient to hold a public hearing, but asked if that could be confirmed. He suggested that if they had to have a public hearing, it may be good to have the public hearings for the thru truck restriction and speed limit reduction at the same time. Mr. Harvey where they were looking at the restriction. Mr. Reed noted that they were looking at a restriction for 151 in Nelson. Ms. McGarry noted they would have to identify the termini of the restriction. Mr. Reed commented that he would imagine the restriction would stop south of Brents Mountain, at Route 56. Mr. Harvey asked where this came from. Mr. Reed explained that it was a recommendation made by VDOT in response to the public's comments on the 151 Corridor Study. Ms. McGarry asked if they would work together to coordinate and review the requirement for public notice and then return to the Board for authorization for a public hearing. Mr. Reed was in agreement for that suggestion.

Mr. Reed also commented on another matter of safety on 151, the Blue Line solutions proposal for cameras in the school zones. He noted that the public hearing had been held, and he asked to put the matter back on the agenda under Unfinished Business for the next meeting. Mr. Harvey asked where Mr. Reed was coming from and if he was trying to turn 151 into a secondary road. Mr. Reed noted that he was trying to respond to the safety concerns. Mr. Reed referred Mr. Harvey to the data from the 151 Corridor Study.

November 16, 2023

Mr. Parr commented that if they were having Blue Line on the December agenda, he thought it would be, important to bring the incoming Sheriff into the conversation. Mr. Parr and Mr. Reed suggested extending an invitation to the incoming Sheriff.

Mr. Barton asked about revisiting the transient occupancy tax (TOT) at the December meeting. He asked if there were any objections and whether it could be added to the agenda. Ms. McGarry noted that she could include it if the Board desired to do so. The Board had no objections to including the TOT on the December agenda. Mr. Barton asked if the additional tax were to be passed, whether they could direct the revenues towards a particular fund. Ms. McGarry noted they could do so.

IX. ADJOURN AND CONTINUE – EVENING SESSION AT 7PM

At 3:56 p.m., Mr. Reed moved to adjourn and reconvene at 7:00 p.m. and Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the meeting adjourned.

**EVENING SESSION
7:00 P.M. – NELSON COUNTY COURTHOUSE**

I. CALL TO ORDER

Mr. Rutherford called the meeting to order at 7:02 p.m. with four (4) Supervisors present to establish a quorum and Mr. Harvey being absent.

II. PUBLIC COMMENTS

Philip Purvis - Shipman, VA

Mr. Purvis congratulated Mr. Parr on his win. He noted that he did not win, but it was good anyway. He commented that they heard a lot about affordable housing and agreed that it was an issue. Mr. Purvis noted if there were jobs in the County, the affordable housing would take care of itself. He noted concerns about affordable housing related to the school budget. He commented with State, Federal and Local funding, they were at \$30,000 with \$14,000 of that being from the County. He noted that they were spending about 100 percent of real estate tax on the schools. Mr. Purvis commented that he was in favor of supporting the schools. He noted that if they made affordable housing available for people to come in from outside of the county, and they then have children, the County would have to come up with \$14,000 per child on the County's part to educate each child, and the family was putting in about \$1,000 or \$2,000 in real estate tax. He commented that the average age in Nelson was 55 years old and noted that in 10 years, majority of people living in Nelson currently would be retirement age, and their ability to make money would be reduced, but their tax responsibilities and living expenses would probably not change. Mr. Purvis noted the upcoming expenses related to infrastructure projects, and commented that none of the projects would bring in any revenue. He was concerned that the County was going in the hole really quick and noted that they could end up raising taxes, doing away with land use, or going to gross receipts. He commented that he was opposed to doing away with land use.

Mr. Rutherford noted that they needed to make a slight adjustment to the agenda to have the Regional Jail Renovation Funding presentation first as Mr. Blount was stuck in traffic.

**IV. REGIONAL JAIL RENOVATION PROJECT INTERIM FINANCING
(R2023-73)**

Ms. McGarry introduced Jail Superintendent Martin Kumer, Jail Authority Chair Diantha McKeel, and Roland Kooch of Davenport. Ms. McGarry noted that Mr. Kooch was the County’s financial advisor, as well as advisor to the Jail Authority.

Col. Kumer reported that they were present to discuss a resolution for interim funding for the jail renovation. He noted that if approved, the money would be used to pay for architectural and engineering services to help develop a plan. He noted that the State had approved a 25 percent reimbursement for construction costs for the project. He reported that the project was estimated to cost about \$49 million. He indicated that they were looking at ways to bring the cost down, but they would not know what that was for another year.

Mr. Kooch Resolution reviewed the updated Plan of Finance for the Jail Renovation Project. He noted that it was a two-part plan of finance. He noted that the resolution would cover Part 1 - the interim financing, which would get the Authority to the point of being able to develop and fine tune the costs of Part 2 – the permanent financing. Mr. Kooch explained that Part 2 combined two components, the local funding of about 75 percent of the project, and 25 percent which was the interim financing that would be reimbursed by the Commonwealth of Virginia.

Mr. Kooch reviewed the jail funding process. He confirmed that the Authority was awarded funding for 25 percent of the eligible costs for the major construction improvement project. He noted that they were looking at a \$48-\$49 million project, with about \$48 million of that expense eligible to be reimbursed. He confirmed that the funding was approved and was included in the Governor’s budget. Mr. Kooch explained that for the Two-Part Plan of finance, Part 1 dealt with the Interim Financing. He noted that the interim financing only provided what was necessary, with a not to exceed amount of \$4.5 million, to complete preliminary design and engineering costs so that the project could be bid. He reported that the interim financing would carry into early 2025 and then the Authority would be ready to bid out the project and finalize the costs.

Mr. Kooch explained that Part 2 of the plan would come into play after the bids were received and the total project costs were known. He noted that the permanent financing would be undertaken to fully fund the project costs not eligible for the 25 percent reimbursement, and would become the permanent financing to be covered by the local jurisdictions. Mr. Kooch indicated that a Grant Anticipation Note (GAN) would be undertaken to fund the project costs eligible for the 25 percent reimbursement by the State. He noted that the 25 percent would be reimbursed by the Commonwealth once the jail improvement project was completed.

Mr. Kooch noted that the cost estimate of \$49 million remained the same from the presentation previously provided to the localities in January/February. He reported that they were assuming almost all of the costs were eligible for the 25 percent reimbursement by the Commonwealth, which was approximately \$12 million of project costs. He explained that the share for each local jurisdiction was based on the use of the facility. He showed the pro rata share for each jurisdiction.

Albemarle	45.39%
Charlottesville	39.87%
Nelson	14.74%

Mr. Kooch noted that Nelson County’s share was about 15 percent of the debt service. He reviewed the key assumptions for the Interim Financing. He noted that they were looking at about \$4.15 million in project costs. He noted that they rounded the amount up to \$4.5 million to be a little more conservative. He reported that they were using a Planning Interest Rate of 4.5 percent for a term of about 18 months. He noted that the interim financing of not to exceed \$4.5 million, would be repaid by the permanent financing in Part 2 of the Plan of Finance. He reported that the permanent financing would occur on or before the Spring of 2025.

Mr. Kooch reviewed the Part 1: Interim Financing – Timetable.

Task	Date	
Authority Board is notified that the General Assembly has been approved for 25% reimbursement.	September 2023	✓
Jail issues RFP for Architecture and Engineering services	September 2023	✓
Jail selects Architecture and Engineering firm and negotiates costs of services. Contract to be awarded at December Authority Board meeting if interim-financing is approved.	Early November 2023	✓
Davenport distributes RFP (“Request for Proposals”) for interim-financing to local, regional and national lending institutions.	Early November 2023	✓
Davenport presents resolution to member jurisdictions approving the Authority Board to seek interim-financing.	Mid-November 2023	
RFP responses due to Davenport.	Early-December 2023	
Davenport presents results of RFP Process for Interim Financing to Authority Board.	December 14, 2023	
Award Architect/Engineer contract if interim-funding is approved.	December 14, 2023	
Close on Interim Financing.	December 2023	

He noted that they had been notified that the General Assembly had approved the 25 percent reimbursement. He reported that the jail had issued the RFP for Architecture and Engineering Services, and a firm had been selected. He noted that they anticipated closing on the interim financing by the end of December.

Mr. Kooch explained Part 2: Permanent Financing/GAN. He noted that in early 2025, they would issue permanent financing for the full \$49 million. He explained that part of the costs would be funded by the interim financing. He then noted that the Grant Anticipation Note that would be reimbursed by the Commonwealth would be sized to fund 25 percent of eligible project costs. He reported that the Commonwealth would give a reimbursement for some interest costs, so the GAN was estimated at \$14.4 million. He noted that they would actually receive a little more money back from the Commonwealth because they did cover a little of the interest costs during the construction of the jail. He noted that the balance of the costs at \$34.6 million would be funded from permanent bonds for 27 years (2 years interest only, 25 years level debt service).

Borrowing	Project Costs Borrowed	Planning Interest Rate	Term
2025 GAN	\$14.4 million ⁽¹⁾	4.50%	3 Years
2025 Bonds	\$34.6 million ⁽²⁾	5.50%	27 Years (2 years interest only; 25 years level debt service)
Total	\$49 million		

Mr. Kooch noted that they were using planning interest rates and planning estimates. He indicated that they would vary until the project is bid and the exact costs are known.

Mr. Kooch reviewed the Part 2: Permanent Financing/GAN – Timetable. He noted that they would close on Interim Financing in December 2023, which would take them through 2024 and the design phase. He indicated that by February 2025, they should have the complete construction documents and be able to secure design approvals. He noted that once the Authority Board approved the design in early March 2025, they would be able to advertise for bids. Mr. Kooch anticipated having the project costs by May 2025, and noted that they would then be able to obtain the Grant Anticipation Note and issue bonds by June 2025. He explained that the permanent financing that the local jurisdictions would be responsible for, would then be locked in. Mr. Kooch estimated the project to be completed around June 2027, and the repayment of the Grant Anticipation Note would occur shortly thereafter.

Mr. Kooch explained that FY24 and FY25 would be interest only. He noted that by FY26, they would have a combination of Grant Anticipation Note debt service and permanent debt service. He noted that Nelson County’s 15 percent portion of the debt service would be about \$382,000 in terms of pro rata share of the permanent financing costs and interim financing costs. He pointed out that Charlottesville and Albemarle had higher allocations due to the greater percentages of use of the regional jail.

Mr. Kooch reported that the Appendix information showed how the structure worked for the 2023 Bond Anticipation Note (BAN) and the 2025 Grant Anticipation Note (GAN)/2025 Bonds. He noted that about \$14.5 million was the amount to be reimbursed from the Commonwealth.

2023 BAN	
2023 BAN	
Sources	
Par Amount	\$ 4,500,000
Total Sources	\$ 4,500,000
Uses	
Project Fund	\$ 4,150,380
Capitalized Interest	-
Cost of Issuance	349,620
Add. Proceeds	-
Total Uses	\$ 4,500,000

2025 GAN / 2025 Bonds

	2025 GAN	2025 Bonds	Total
Sources			
Par Amount	\$ 14,500,000	\$ 35,350,000	\$ 49,850,000
Total Sources	\$ 14,500,000	\$ 35,350,000	\$ 49,850,000
Uses			
Project Fund	\$ 14,400,000	\$ 30,449,620	\$ 44,849,620
2023 BAN Takeout	-	4,500,000	4,500,000
Capitalized Interest	-	-	-
Cost of Issuance	100,000	400,000	500,000
Add. Proceeds	-	380	380
Total Uses	\$ 14,500,000	\$ 35,350,000	\$ 49,850,000

Mr. Reed asked how much debt service required for the amount of allocation Nelson had. Mr. Kooch noted that Nelson County’s share would be about 14.47 percent. Col. Kumer explained that the Jail Authority would take on the Debt Service in their name. Ms. McKeel noted that it would not impact the County’s debt capacity. Ms. McGarry noted that it was still just a financial obligation on an annual basis for the term. Col. Kumer noted that they were already paying into the interest only for FY24 and it would carry into FY25 as well.

Mr. Barton asked if the debt service would change based on utilization. Col. Kumer noted it would change up or down, and it was based on a five-year average. Mr. Kooch noted the amounts were shown using a constant level for 2024. Col. Kumer noted that the average was calculated use based on the number of inmate days.

Mr. Rutherford asked Mr. Barton what he wanted to do since he was on the Jail Authority Board. Mr. Barton noted that Albemarle-Charlottesville Regional Jail (ACRJ) was a superior jail in the state. He commented that it was something that they needed to do.

Mr. Barton moved to adopted **Resolution R2023-73** and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion unanimously (4-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2023-73
NELSON COUNTY BOARD OF SUPERVISORS
RESOLUTION APPROVING THE ISSUANCE OF OBLIGATIONS FOR IMPROVEMENTS TO
THE ALBEMARLE-CHARLOTTESVILLE REGIONAL
JAIL AUTHORITY FACILITIES**

WHEREAS, the Albemarle-Charlottesville Regional Jail Authority (**the “Authority”**) is a public instrumentality of the Commonwealth of Virginia created pursuant to Article 3.1, Chapter 3, Title 53.1,

Code of Virginia of 1950, as amended (**the “Act”**) by resolutions duly adopted by the governing bodies of the County of Nelson (**the “County”**), the County of Albemarle and the City of Charlottesville, Virginia (**collectively, the “Member Jurisdictions”**) for the purpose of developing regional jail facilities, in particular, the regional jail joint security complex located at 1600 Avon Street Extended, Charlottesville, Virginia (**the “Regional Jail”**) to be operated on behalf of the Member Jurisdictions by the Authority;

WHEREAS, the Authority and the Member Jurisdictions have entered into an Amended and Restated Service Agreement, dated June 9, 2022 (**the “Service Agreement”**), in which the Authority has agreed to, design, construct and equip the Regional Jail and obtain financing therefor.

WHEREAS, the Authority has been authorized by the General Assembly of the Commonwealth of Virginia in 2023 to obtain significant funding (**the “Commonwealth Funds”**) for eligible costs of certain improvements to the Regional Jail (**the “Improvements”**);

WHEREAS, the Authority proposes to issue a series of financing, including but not limited to, interim financing relating to the design and construction of the Improvements to the Regional Jail and subsequently issue its revenue notes and bonds to provide longer term financing of the same (**the “Obligations”**) a portion of which Obligations are to be repaid with the Commonwealth Funds;

WHEREAS, the Authority’s financial advisor, Davenport & Company LLC has advised the Authority that an interim financing of the Obligations would be in the best interests of the Authority given current market conditions and preliminary nature of cost estimates for the Improvements;

WHEREAS, Section 3.1 of the Service Agreement provides that in order for the Authority to issue the Obligations, the governing bodies of each of the Member Jurisdictions are required to approve of the issuance thereof;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF NELSON, VIRGINIA:

1. It is determined to be in the best interests of the County and its citizens for the Board of Supervisors as the governing body of the County, to approve the Authority’s issuance of the Obligations for interim financing of the Improvements in amount not to exceed \$4,500,000 by adoption of this resolution.
2. In consideration of the Authority’s undertakings with respect to the issuance of the Obligations, the Chair or Vice-Chair of the Board of Supervisors, is hereby authorized and directed to execute and deliver such instruments and certificates as deemed appropriate and necessary for the issuance of such Obligations by the Authority, including but not limited to a support agreement or agreements relating to its obligations as a Member Jurisdiction under the Service Agreement.
3. The County Administrator is hereby authorized and directed to take all proper steps on behalf of the County as may be required, in accordance with the plan of financing set forth above, including, but not limited to, certificates and documents relating to the issuance of the Obligations and the above-referenced support agreement or agreements.
4. Nothing contained herein is or shall be deemed to be a lending of the credit of the County to the Authority, or to any holder of any of the Obligations or to any other person, and nothing herein contained is or shall be deemed to be a pledge of the faith and credit or the taxing power of the County.

5. All actions previously taken by representatives or agents of the County in furtherance of the plan of financing of the Improvements and the issuance of the Obligations are hereby ratified and approved.
6. This resolution shall take effect immediately.

III. 2024 LEGISLATIVE PROGRAM – DAVID BLOUNT (R2023-68)

David Blunt of the Thomas Jefferson Planning District Commission (TJPDC) was present to discuss the 2024 Legislative Program. He noted that it was a follow up from when he last spoke to the Board in September regarding legislative issues and the regional legislative program. He noted that the Board had the draft 2024 TJPDC Legislative Program to approve.

Mr. Blount reported that Public Education and Funding was still the number one issue of concern to localities across the region. He commented that the position for more State funding for K-12 got a boost with the JLARC report over the summer. He noted that the report told them what they already knew, that the state needed to put more funding in.

Mr. Barton commented on the VACo Conference Educational Committee Meeting where they discussed funding for schools and the standards of quality. He noted that a person made the statement that until they did away with the standards of quality, education in Virginia was greatly hampered, and they would never move on until they got rid of the concept of testing. He asked if that was a legislative priority. Mr. Blount did not think that people were advocating for getting rid of the standards of quality. Mr. Barton commented that the unintended consequences needed to be reversed. He commented that it should be a legislative priority. Mr. Barton noted that the state needed to better fund education, noting that Virginia was one of the lowest in the nation in terms of funding public education. Mr. Blount explained that the program had historically stayed away from policy decisions of the locally elected school boards. Mr. Barton noted the imposition of the standards and the testing standards. Mr. Blount noted that the program was approved by the six (6) members of the TJPDC, and if there were suggestions for changes or amendments, they could be done right on the spot and added into the program. He noted that he did not have any appropriate language to include at the moment, but he could see if there was anything in the VACo program that they may be able to use.

Mr. Reed reported that the meeting Mr. Barton had referred to was a breakout session on Education, and it was not the Steering Committee meeting. Mr. Reed agreed with the Mr. Barton, that the tone of the meeting when the subject was discussed was that it was not included but should be considered for inclusion. Mr. Blount suggested that they could put it on the radar for inclusion next year. Mr. Reed noted that he was happy to include it for discussion next year.

Mr. Blount reported that Budgets and Funding was the second priority on the legislative program. He noted that the position was unchanged from the last year. He commented that it spoke to requesting the State to provide additional State aid for localities to carry out State programs at the local level.

Mr. Blount noted that the third priority had to do with Land use and growth management. He reported that it had previously been a priority position requesting that the state not restrict local land use authority. He noted that it seemed like every year they saw bills looking to undo or restrict local government authority for regulating land use and regulating growth. He commented that with a lot of new faces in the General Assembly for the upcoming session, he thought it would be good to elevate the position back to priority to give it a higher profile.

Mr. Blount noted that the Legislative Positions section following the Priorities included a memo outlining a few changes. He noted that under the Economic and Workforce Development section there was support for the Business Ready Sites Program; and under the Environmental section, there was language to encourage state funding for regional water supply planning that was a new requirement going through the state regulatory process. He reported that he had heard from several localities about the lack of capacity at different state agencies that was affecting the ability to process permits and applications in a timely manner. He noted that there was a statement in the General Government section to support funding for agencies to carryout critical administrative functions. Mr. Blount reported that in the Public Safety section, language had been included to support the LODA benefits for police officers working for private police departments.

Mr. Rutherford noted it would be good to find out who was appointed to committees as it related to LODA. He asked Mr. Blount to keep the Board apprised.

Mr. Rutherford noted Mr. Barton's suggested to invite the County's legislators to the Board meeting on December 12th. He asked if Mr. Blount could help reach out to the legislators to see if they could attend. Mr. Blount noted that he would be happy to invite them. Mr. Rutherford confirmed that it would be during the afternoon session.

Mr. Reed moved to approve **Resolution R2023-68** and Mr. Barton seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following resolution was adopted:

RESOLUTION R2023-68
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF THOMAS JEFFERSON PLANNING DISTRICT
2024 LEGISLATIVE PROGRAM

WHEREAS, the draft Thomas Jefferson Planning District Legislative Program for 2024 lists three top legislative priorities; and

WHEREAS, the program includes a priority addressing public education funding; a constant position on budget/funding issues that supports state aid to localities and opposes mandates and cost shifting to localities; and support for local authorities to plan and regulate land use and growth management; and

WHEREAS, the Legislative Program also contains additional positions that focus on the most critical recommendations and positions in other areas of current interest and concern to localities in the region;

NOW THEREFORE BE IT RESOLVED, by the Nelson County Board of Supervisors, that the 2024 Thomas Jefferson Planning District Legislative Program be and hereby is approved by said governing body, with the legislative program to serve as the basis of legislative priorities and positions of the member localities of the Thomas Jefferson Planning District for the 2024 session of the Virginia General Assembly, as presented on November 16, 2023, as well as incorporation of recommendations put forth by the Board, as applicable.

V. PUBLIC HEARINGS

A. Special Use Permit #1050 – Campground – DEFERRED BY APPLICANT

November 16, 2023

Consideration of a Special Use Permit application requesting County approval to allow a Campground (twenty sites) on property zoned A-1 Agricultural. The subject property is located at Tax Map Parcel #16-A-17 at 6973 North Fork Rd in Montebello. The subject property is 100.196 acres and is owned by Lacy Montebello LLC.

The public hearing was not held. Mr. Rutherford noted that the Special Use Permit was deferred to the following month due to the applicant being ill.

VI. OTHER BUSINESS (AS PRESENTED)

The Board had no other business to discuss.

VII. ADJOURNMENT

At 7:43 p.m., Mr. Reed made a motion to adjourn the meeting. Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the meeting adjourned.

DRAFT

December 4, 2023

AT A SPECIAL CALLED MEETING of the Nelson County Board of Supervisors at 10:00 a.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston, Virginia.

Present: Jesse N. Rutherford, East District Supervisor –Chair
Robert G. “Skip” Barton, South District Supervisor – Vice Chair
Thomas D. Harvey, North District Supervisor
Ernie Q. Reed, Central District Supervisor
J. David Parr, West District Supervisor
Candice W. McGarry, County Administrator
Amanda B. Spivey, Administrative Assistant/Deputy Clerk
Linda K. Staton, Director of Finance and Human Resources

I. CALL TO ORDER

Mr. Rutherford called the meeting to order at 10:01 a.m. with four (4) Supervisors present to establish a quorum and Mr. Harvey arrived shortly after.

II. NELSON HERITAGE CENTER RENOVATION FINANCING

Ms. McGarry noted that the Nelson Heritage Center was in the process of renovating their building to accommodate the local health department. Ms. McGarry then reported the following information:

The Millennium Group (Nelson Heritage Center) has submitted a letter requesting that the County enter into a debt subordination agreement between them, the County, and their current lender so that they may proceed with financing of the NHC renovations to accommodate the local Health Department. As you may recall, the County’s deed transferring the property to the Millennium Group contains a reverter clause which states “if the use of the Property as a community center and for recreational and athletic activities should cease, the Property shall revert to the County”. This is the County’s “Interest” as referenced in the agreement. Mr. Payne reviewed the original Agreement and provided his edits; which have been accepted by the lender.

This clause creates a collateral interest which is problematic for NHC’s lender; the purpose of the subordination agreement is to permit the lender to foreclose, if the Millennium Group defaults, and sell the property free of the County’s reversionary interest regardless of whether or not reversion has occurred. In the case of default, the County has the option but not the obligation to pay the debt. The debt being sought is \$1,081,700 and is secured by a Construction Loan Credit Line Deed of Trust, Assignment of Rents, Fixture Filing, and Security Agreement (“Deed of Trust”) which is included in the subordination being requested. The subordination agreement states that subject to the foregoing agreement “the County’s “Interest” shall be unaffected by the Deed of Trust and shall continue as a covenant and restriction on the property.

She noted that Ms. Johnette Burdette was in attendance if the Board had any questions. She also noted that Mr. Payne was present if the Board had any legal questions regarding the request or the document.

Ms. Burdette thanked the Board for their consideration. She also thanked Ms. McGarry for her responsiveness and assistance in the matter. She explained that they had started project a little over a year ago, the before costs and lead times increased. Ms. Burdette commented that it had been an interesting

project and they were right at the end. She noted that this item was one of the last pieces needed to have resolution to.

Mr. Rutherford asked about the deed, noting that the County would be omitting its first position, so that the lender had the ability to procure the building in the event the Heritage Center defaulted on the loan. Mr. Payne commented that it was so the building could be sold free and clear in the event of default. Ms. McGarry noted that Resolution R2023-75 had been provided to authorize the County Administrator to execute the Loan, and Deed of Trust Subordination Agreement for the Nelson Heritage Center Renovation Financing.

A. Consideration of Subordination Agreement

Mr. Parr moved to approve **Resolution R2023-75** and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion unanimously (4-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2023-75
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION TO EXECUTE LOAN AND DEED OF TRUST
SUBORDINATION AGREEMENT
NELSON HERITAGE CENTER RENOVATION FINANCING**

WHEREAS, the Nelson Heritage Center (Millennium Group Community Facility) is seeking to close on financing of \$1,081,700 for facility renovation related to accommodating the local Health Department, and

WHEREAS, the 2013 Deed transferring the property from the County to the Millennium Group Community Facility contains a reversion clause that maintains the County's continued collateral interest in the property and prohibits the lender from entering into the loan with the Millennium Group Community Facility, and

WHEREAS, the lender for said renovation financing and the County seeks to remedy this issue through execution of the attached Loan and Deed of Trust Subordination Agreement;

NOW THEREFORE BE IT RESOLVED, by the Nelson County Board of Supervisors that the County Administrator is hereby authorized to execute the requested and attached Subordination Agreement to enable the Nelson Heritage Center (Millennium Group Community Facility) renovation financing.

III. SHERIFF'S DEPARTMENT LEADERSHIP TRANSITION

A. Consideration of Request to Offer Employee Retention Incentives through December 31, 2023 (Sheriff David Hill)

Ms. McGarry introduced the subject. She noted that the summary and spreadsheet shown on the screen had been updated to include the FICA tax costs. Ms. McGarry reported the following:

Sheriff Hill has submitted a letter requesting the ability to offer employee retention incentives for 20 full time employees. The incentive requested is to provide a pay-out of accrued annual leave time in January 2024, for those employees that "continue providing service without taking their leave before January 1, 2024" so that the department can "maintain a professional service for the remainder of calendar year

2023”.

Per local policy, the County is not obligated to pay out unused annual leave upon a Sheriff’s Department employee’s termination. The Sheriff’s Department has their own leave policy and maintains their own leave records. Included in the packet is a spreadsheet of the current unused annual leave hours of 3,270.5 hours estimated through December and an estimated cost of \$94,728 (**\$101,975 including FICA**) which takes into account the 2% salary increase effective December 1st.

There has been consistent vacancy savings fiscal year to date for 3 local positions within the department estimated at \$29,778 each for a total of \$89,334. \$2,703 of this is being used to offset an overage to date in paid overtime costs; leaving an estimated \$86,631 that could be applied to this request. \$56,788 in overall budgetary vacancy savings was the basis for coverage of the pro-rated 2% salary increase the Board approved in November; which took into account these vacancies; however, the other departmental vacancies within the overall budget can absorb this cost.

Things to consider: It benefits the County to maintain law enforcement coverage during the leadership transition. The Virginia State Police may be able to provide some level of coverage. The Sheriff’s Department current 2017 leave policy includes an annual leave accrual cap of 80 hours that can be carried over from calendar year to calendar year. (see included policy) The County has an annual leave accrual policy that has a cap of 2-years’ leave that is paid out upon termination as follows: <5 years: 192 hours (8hrs/mo.), 5-9 years: 240 hours (10 hrs./mo.), and 10+ years: 384 hours (16 hrs./mo.). (see included policy) Any authorized payout should be made to the employees in January 2024 with time worked through December 31, 2023 verified and certified by the Sheriff on time sheets provided to the Finance Department.

Department Vacancy Savings Available: \$86,631	*Corrected to Include FICA TAX
Full Request: \$94,728 (Requires \$8,097 in other funds)	\$101,975 (\$15,344)
2-Year Cap: \$84,495 (\$2,136 balance)	\$90,959 (\$4,328)
80 Hour Cap: \$41,958 (\$44,673 balance)	\$41,616 \$45,015 balance
(see included spreadsheet)	

She noted that the request may be the maximum ask, as some of the employees listed had already vacated their positions.

Mr. Parr asked to confirm that if Sheriff’s department had the same policy as the County, it would cost \$90,958.66. Ms. McGarry confirmed that was correct. She noted that based on the request, the cost would be \$101,975. She explained that the \$41,616 cost was based of the Sheriff’s Department leave policy, which allows for 80 hours to be carried over from calendar year to calendar year. She noted that if the employee had over 80 hours, it would be capped at 80 hours in the payment column and if they had less than that, the amount was calculated based on the hours they had.

Sheriff Hill noted that the employees highlighted in green did not take leave, noting that was due to the COVID pandemic in 2020. He reported that he had carried over more than 80 hours and they had kept a log to try and get the employees back within the parameters.

December 4, 2023

Position				2% December				
	11/30/2023	12/31/2023	Total Hours	Hourly Rate	Costs 12/31/2023	2 -Year Cap	80 hour Cap	
1	320	10	330	43.52	\$ 14,362.72	\$ 10,445.62	\$ 3,481.87	
2	104	8	112	26.22	\$ 2,937.11	\$ 2,937.11	\$ 2,097.94	
3	40	8	48	24.24	\$ 1,163.29	\$ 1,163.29	\$ 1,163.29	
4	128	8	136	31.35	\$ 4,264.25	\$ 4,264.25	\$ 2,508.38	
5	203	10	213	37.60	\$ 8,008.20	\$ 8,008.20	\$ 3,007.78	
6	239	10	249	24.24	\$ 6,034.56	\$ 5,816.45	\$ 1,938.82	
7	90	8	98	24.24	\$ 2,375.05	\$ 2,375.05	\$ 1,938.82	
8	365	12	377	25.45	\$ 9,594.27	\$ 7,329.31	\$ 2,035.92	
9	350	12	362	32.48	\$ 11,756.60	\$ 9,353.32	\$ 2,598.14	
10	8	8	16	24.24	\$ 387.76	\$ 387.76	\$ 387.76	
11	102	8	110	29.87	\$ 3,285.22	\$ 3,285.22	\$ 2,389.25	
12	140.5	8	148.5	32.48	\$ 4,822.80	\$ 4,822.80	\$ 2,598.14	
13	180.5	8	188.5	24.24	\$ 4,568.34	\$ 4,568.34	\$ 1,938.82	
14	289	10	299	24.24	\$ 7,246.32	\$ 5,816.45	\$ 1,938.82	
15	138.5	8	146.5	24.24	\$ 3,550.46	\$ 3,550.46	\$ 1,938.82	
17	84	8	92	24.24	\$ 2,229.64	\$ 2,229.64	\$ 1,938.82	
18	104	8	112	24.24	\$ 2,714.34	\$ 2,714.34	\$ 1,938.82	
19	32	8	40	24.31	\$ 972.26	\$ 972.26	\$ 972.26	
20	185	8	193	23.08	\$ 4,454.94	\$ 4,454.94	\$ 1,846.61	
	3102.5	168	3270.5		\$ 94,728.15	\$ 84,494.81	\$ 38,659.06	
				Including FICA TAX	\$ 101,974.86	\$ 90,958.66	\$ 41,616.48	

Mr. Harvey arrived during Sheriff Hill's comments.

Sheriff Hill noted that the overall cost as of November 30th, was less than what was being projected as some employees had been able to take some leave prior to the meeting date. He reiterated that the individuals highlighted in green were employees who were unable to take leave during COVID years. Sheriff Hill reported that in order to maintain professional law enforcement services through the end of December, he was asking that the Board considering the funding request to keep those in position through the end of the month. He noted that over half of the staff had jobs lined up and resignation notices had been turned in. He commented that it sounded like the vacancy savings would be spread out among other County offices. He asked the Board to consider when there had been vacancies within the Sheriff's department, the individuals working continued to offer a service to the County and its citizens. He noted the figures presented and commented that there was money saved within the Sheriff's budget. Sheriff Hill asked that the Board consider the sacrifices made by the individuals and their families over the past few years. He asked the Board to also consider the services for the citizens through the end of the month.

Mr. Barton asked Sheriff Hill about the debate between the Sheriff's candidates at the forum. Mr. Barton noted that it had been alluded that there was a conflict between the Sheriff's Department and the Commonwealth Attorney's office. He commented that the differences had not been explained. He noted that half of deputies were leaving and asked Sheriff Hill if those differences had anything to do with people leaving. Mr. Barton asked what the differences were, and why they could not be reconciled.

Sheriff Hill noted that would also be a question for Mr. Rutherford as he could not speak for him. Sheriff Hill noted that he had bent over backwards, and had even asked Chair Rutherford what could be done to make things better with his brother. He noted that both offices were independent but they should try and work together, and he commented that he felt they had done that. Mr. Parr and Mr. Rutherford noted that Mr. Barton's questions were not part of the agenda's discussion. Mr. Barton noted that there were deputies

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leaving and he wanted to know why they were leaving, before he voted on the subject. Mr. Rutherford suggested that Mr. Barton go meet with deputies separately. Sheriff Hill noted there was no Public Comments period at the day's meeting, so he suggested that the deputies could speak during Public Comments at the next Board meeting on December 12th if they chose to do so.

Mr. Barton noted to Sheriff Hill that he and the new incoming sheriff needed to cooperate with each other. Sheriff Hill agreed. Sheriff Hill noted that with each election cycle, deputies may worry about a new incoming sheriff. He reported that some people had already vacated their positions. He noted that others had jobs lined up and they could vacate their positions at any time. He indicated that those individuals were willing to stay and maintain the level of service through the end of the month, if they could be paid what they had accrued over the years. He noted that the incoming sheriff would be responsible for maintaining service starting on January 1st. Mr. Rutherford noted that the highlighted individuals had exceeded the cap due to COVID.

Ms. McGarry commented that the two requests being considered that day were coming from two separate pots of money, so they were not competing requests for funds. Mr. Parr asked about list of employees. Sheriff Hill noted that some of the 20 were not vacating, the list included all employees who had accrued time on the books. Mr. Parr asked how many intent letters the Sheriff had from the list of 20. Sheriff Hill noted that about 50 percent from the list were leaving as of the current date. He noted that number could increase. Mr. Parr noted there was a constant ebb and flow with other offices. He commented that there were people vacating their positions to come work in Nelson.

Mr. Parr stated that he did not know of any other Board member who had been more supportive of the Sheriff's Department over the last four years other than him. He noted that he did not appreciate the position the Board was being put in. He commented that they should not wait to make plans when things happened, they needed to have plans in place for things in advance. Mr. Parr commented that he thought they were making plans after the fact and it should have been addressed sooner. He stated that he did not support the full plan, but he would consider it if Finance could provide what numbers to show what the two-year cap would look like for those employees who were leaving. He commented that he would love to see some numbers if they used the County's plan for those individuals who were leaving. He noted that he did not support full plan as they would not do that for a County employee.

Mr. Rutherford asked about the two-year cap number. Ms. McGarry noted that the two-year cap was the County's policy. Mr. Rutherford asked if there was any payout when a deputy resigned. Ms. McGarry indicated that deputies did not receive pay for their leave when they resigned. Sheriff Hill also reiterated that they did not get paid out for their leave, noting that the State Compensation Board forbid payouts. He noted that while they could not provide a payout, they did work with departing deputies when they could, to allow them to request time off and they would then work their last day.

Mr. Reed asked Ms. McGarry if it was possible to defer until the regular December Board meeting. She noted she was unsure how Sheriff Hill felt about that, but they could do whatever the Board desired. She also commented that they could gather any additional information that the Board may want. Mr. Reed suggested there could be an opportunity for public comments if they waited until the December 12th meeting.

Sheriff Hill indicated that he could work provide more up to date figures that would exclude those that had already vacated. He noted that the downfall of waiting, was that there were people who could vacate immediately. Mr. Reed commented that he was in support of the two-year cap, noting it offered parity with County policy and it provided a great degree of support for those who had served. Mr. Reed noted that the reason people left employment was always a deeply personal decision.

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Mr. Barton noted his comments had nothing to do with being against the subject, rather it had to do with something else. He commented that he felt supportive of the deputies in Nelson County. Mr. Barton indicated that he would support voting on the two-year cap, would be fair to do. Mr. Rutherford noted that the number was less from there, noting that some had already vacated. Ms. McGarry noted that the payout for January was at the end of the January on the regular pay cycle.

Mr. Reed made a motion to provide a two-year cap payout on accrued vacation hours, in accordance with the County's policy, to Sheriff's office employees vacating their positions as of December 31, 2023 who work through the end of December with the time to be paid out with the January payroll, and those employees remaining on staff after December 31, 2023 would not be paid out for their time.

Ms. Staton asked whether those that would continue to accrue and stay beyond December 31, 2023 would then be capped at 80 hours for the calendar year as in the Sheriff's policy. Sheriff Hill explained that the 80 cap was there because the prior policy allowed people to have thousands of hours built up. He noted that when those employees vacated, they thought they would be receiving a payout. He commented that the Sheriff and the County could work together for the Sheriff to adopt the County's personnel policy, which he noted was much better than the Sheriff Department's policy. He recommended that if the County personnel policy were adopted for the Sheriff's Department, they should withdraw the grievance procedure portion because including it took away the Sheriff's ability to hire and fire at will.

Mr. Rutherford returned the motion made by Mr. Reed. Mr. Parr seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

The Board took a brief recess.

B. Consideration of Request to Utilize Existing Local Salary Supplements as of January 1, 2024 (Sheriff-elect Mark Embrey)

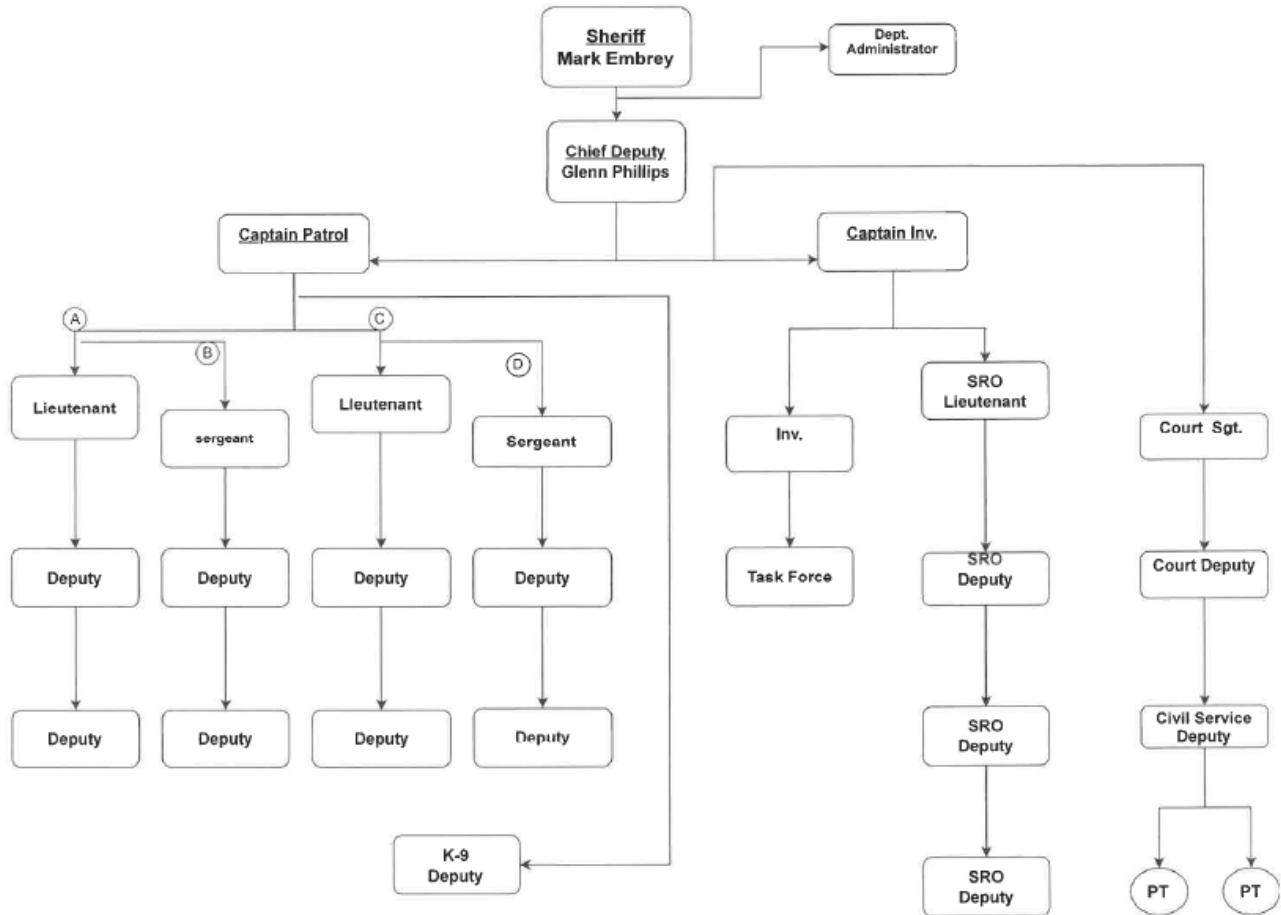
Ms. McGarry introduced the following:

Sheriff-Elect Embrey has submitted a letter requesting authorization to utilize existing local salary supplements within the current Sheriff's Department budget as of January 1, 2024; in order to reallocate those funds to secure staffing for existing positions. Staff estimates the local funds available for this purpose to be **\$110,362**. Sheriff-Elect Embrey was advised by staff to ensure that employee salaries are at least equivalent to the minimum of the positions' assigned pay band in the County's pay plan and per State Code, that they are equal to or greater than the State Compensation Board salary for the position. He is also requesting an additional \$29,000 to accomplish his desired restructuring of the Department.

Ms. McGarry noted that the \$29,000 was salary only, so there would be associated benefit costs with that, of 20.46 percent. She reported that the total annual cost of Sheriff-Elect Embrey's request would be \$34,933. She indicated that the pro-rated amount for the remainder of the fiscal year would cost \$17,467. Ms. McGarry noted that recurring Contingency funds within the currently appropriated General Fund Budget would likely be the source of funds to cover this request as it would be an ongoing expense.

Sheriff-Elect Embrey explained that the organizational chart created for functionality. He noted that a lot of individuals were leaving the agency and there may be concerns in the community, but he commented that he had certified law enforcement officers coming in to fill those positions. He wished those deputies leaving the best of luck in their endeavors. He noted that the organizational chart had been designed for flow, functionality and effectiveness so that they could better serve the citizens of Nelson County. Mr. Embrey explained that there were currently 27 allotted deputies to the Sheriff's Department, those that were Compensation Board funded and those that were County funded. He noted that he was not asking for any

new positions outside of the 27. He explained that he was making a model to provide rank structure and have working flow.



Mr. Embrey noted that based on the current pay study, and the structure of the current department, there were three (3) Lieutenant positions already funded. He showed the two (2) Lieutenant positions under Captain Patrol and the School Resource (SRO) Lieutenant on his organizational chart, which made up the three (3) Lieutenant positions that were already funded. He explained that he was asking for two (2) Sergeant positions. He noted that these were key positions, and first line supervisors. He reported that based on the pay study, the minimum salary of \$57,214 for the Sergeant position. Mr. Embrey indicated that he was asking for the bare minimum, not to exceed that amount, for two (2) positions at that rank. He reiterated that he was not asking for additional positions, he wanted to create rank and wanted to increase funding to meet the mark. He showed the Court Sergeant position on the chart and noted that he wanted to bring the pay up for the individual taking the position, to create uniformity across the board. He explained that he wanted the Sergeants on patrol, and the Court Sergeant to have equal rank and equal pay.

Mr. Embrey explained that there was one additional position under Patrol. He noted that they had one Captain position already and he noted that he wanted to create rank and have a Captain position. He reiterated that it would not be a new position, it would be a position at rank within the parameters of what Nelson County had for allotted positions. He explained that he wanted to bring up pay from a currently vacant Compensation Board position, to increase pay to the minimum on the pay study, to ascertain the Captain pay. He noted that the \$29,000, and Compensation Board reallocation would allow them to increase the salary to bare minimum for the positions. He reiterated that they were looking to move up the

December 4, 2023

Court Sergeant's position to equivalent pay of the two (2) Sergeants positions in Patrol. He noted that the Lieutenant positions were already funded and already staffed. He discussed the Captain's position and the current vacancy, noting that he wanted to bring up funding to be able to ascertain the bare minimum salary from the pay study. He noted that they had one Captain position over Investigations, and they were not changing that. He noted that the ranking was about functionality and structural stability.

Mr. Rutherford asked if they needed one motion or two to address the request. Ms. McGarry noted it could be one motion with two parts. She noted that the consideration was to allow Mr. Embrey to use the existing salary supplements and reallocating those, and providing for the additional request of \$34,933 to accommodate the restructuring of the department.

Mr. Reed asked for clarity on the Captain of Investigations, and the Investigations and Task Force chain of command. Mr. Embrey explained that the Task Force would be the Drug Task Force, that would be affiliated with the JADE task force out of Charlottesville. He noted that the Investigator position would be a potential second Investigator, who would alleviate a lot of the workload from the Captain of Investigations.

Mr. Barton commented that he did not want the Board to micromanage, noting that Mr. Embrey won the job and the Board needed to support him. Mr. Barton commented that it did not matter to him who the Sheriff was, as long as he served the people of Nelson County, and he noted that he knew Mr. Embrey would do so.

Mr. Barton moved to approve the request from Sheriff-Elect Embrey to reallocate the existing local salary supplements within the Sheriff's budget and an additional \$34,933 to help accomplish Mr. Embrey's desired restructuring of the Department. Mr. Barton stressed the importance of Sheriff Hill and Mr. Embrey cooperating. Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion unanimously (5-0) by roll call vote.

IV. OTHER BUSINESS (AS PRESENTED)

The Board had no other business to discuss.

V. ADJOURNMENT

At 11:03 a.m., Mr. Parr moved to adjourn the meeting and Mr. Reed seconded the motion. There being no further discussion, Supervisors voted to approve the motion by vote of acclamation and the meeting adjourned.

Virginia:

AT A REGULAR MEETING of the Nelson County Board of Supervisors at 2:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston, Virginia.

Present: Jesse N. Rutherford, East District Supervisor –Chair
J. David Parr, West District Supervisor – Vice Chair
Thomas D. Harvey, North District Supervisor
Ernie Q. Reed, Central District Supervisor
Robert G. “Skip” Barton, South District Supervisor
Candice W. McGarry, County Administrator
Amanda B. Spivey, Administrative Assistant/Deputy Clerk
Linda K. Staton, Director of Finance and Human Resources
Jerry West, Director of Parks and Recreation
Emily Hjulstrom, Planner

I. CALL TO ORDER

- A. Moment of Silence
- B. Pledge of Allegiance – Mr. Barton led in the Pledge of Allegiance.

Mr. Rutherford reported that the internet was currently down in the Courthouse building. He informed those in attendance that the meeting would not be able to be livestreamed. He did note that the meeting was being recorded, and the video would be uploaded as soon as possible. He commented that the internet service provider was having some technical issues.

Presentation of Gift to Mr. Barton

Mr. Rutherford recognized that it was Mr. Barton’s last meeting, unless they had a special called meeting before the end of the year. Mr. Rutherford presented a framed print of the Courthouse, done by Pat Saunders. He thanked Mr. Barton for his service on the Board.

II. PUBLIC COMMENTS

Beth-Anne Driskill - Tyro, VA

Ms. Driskill commented that increasing the transient occupancy tax (TOT) had been on the Board’s issues to be discussed for over a year. She noted that her arguments remained consistent and she stated that she felt it would hinder Nelson County significantly if the TOT were doubled from its current rate. She commented that they would lose guests staying at their hotels, cabins and campsites. She noted income to revenues would be lost at such as breweries, distilleries, agricultural industries and orchards, because there would be no guests staying at their cabins. Ms. Driskill commented that tourism had already been greatly hit this year, throughout the country. She noted that tourism had been reducing over the past three (3) years. She reported that 2020 and 2021 saw substantial increases in revenues. She noted that 2023 had been one of the hardest years for anyone in the lodging industry. She commented that people were struggling to pay for groceries and they would not have the extra money to pay for the additional tax. She suggested that if the Board wanted more money, the best thing they could do was reduce the TOT. She noted that if they were not going to reduce the TOT, then they should at least keep it the same. She noted that they were not going to get any money through the taxes by raising them. She commented that they would deter people from visiting, and they would lose guests not only at lodging businesses, but every business in Nelson County. Ms. Driskill stated that she loved Nelson County and had been in the business for over 20 years. She commented that her business was one of the businesses that had made more of an impact over the last

20 years, noting that they had changed their business numerous times over the years to keep guests coming to visit.

Edith Napier - Arrington, VA

Ms. Napier thanked the Board for their work on Nelson County's behalf in 2023 and she also thanked Mr. Barton for his service. Ms. Napier reported that she was present on behalf of the Juneteenth Committee to request \$5,000 for their 2024 celebration. She reported that the Juneteenth Committee was made up of citizens from all districts of Nelson County, with a diverse ethnic and racial background. She requested that the County support the County-wide Juneteenth Celebration as it did for other community events. She noted that the Nelson Heritage Center had graciously allowed the Juneteenth Committee to host the celebration at their location. She indicated that the Nelson Heritage Center and the Juneteenth Committee were two (2) separate entities.

Ms. Napier also requested that the Board not approve the contract for speed cameras in front of the schools, unless they had set up a collection agency to collect the funds. She commented that she understood that the contractor would provide the driver information to the County, and if the speeder was out of state or out of County, it would be up to the County to collect the fine. She commented that the contractor would be paid their portion of the revenue, whether the County was able to collect the fines, or not. Ms. Napier noted that they wanted the children to be safe and they wanted to stop speeding in school zones, but they did not need a system with a contractor, which would end up putting an undue burden on the tax payers while trying to collect fines.

James Bibb - Arrington, VA

Mr. Bibb spoke briefly regarding dropping off his high school students during yesterday's weather delay, noting there were no flashing lights in the school zone, and there was also no law enforcement present to help students, buses, teachers and students cross the highway into school, as people were traveling down the highway at 60 to 70 miles per hour. He noted that he had previously stood and spoken in opposition to school zone traffic cameras on more than one occasion. He commented that his position was not unknown to the Board. He noted that ATE (automated traffic enforcement) was not enforcement as it only generated revenue. He commented that the lines of enforcement and revenue generation should never be blurred. He noted that the argument of enforcement already being revenue generating was moot because he was opposed to that, as it only impacted those of low income. Mr. Bibb suggested if a vote was cast in favor, based on the safety of the children, no revenue generated by ATE should be put into the General Revenue Fund. He commented that the revenue generated from ATE should not be handed to the School Board either. He noted that there was no benefit to the children directly. He suggested that a scholarship fund be created for Nelson County High School Seniors towards their post high school education endeavors. Mr. Bibb also spoke in opposition to increases in the TOT without offset considerations to the constituents.

Thomas Bruguiera - Roseland, VA

Mr. Bruguiera expressed his appreciation to VDOT for finishing paving Jack's Hill, Fleetwood Hill Road and Cow Hollow Road. He noted that it was a benefit to all residing on those roads. He also noted that there had been snow on the mountain, and VDOT salt put all along 151 and 56 where there were no flakes on road. He noted that it was our money they were wasting. He commented that if it snowed, put the salt down. He noted that the salt was ruining the roads and vehicles. He suggested that some tree removal and maintenance needed to be done along the roads and right of ways. He commented that a pine tree had fallen on Roseland Road and while it was cut, they left the pieces in the ditch. He noted that they needed to move tree pieces out of the ditches. He stressed the need to clear the right of ways. Mr. Bruguiera referenced a comment he had made about a year ago, noting that they still needed to remove the tires from Fleetwood

Hill. He noted the need to expand the parking lot at the Piney River Trail as well as the Appalachian Trail entrance and parking lot.

III. MEET THE LEGISLATOR

Mr. Rutherford noted that it was time to meet the County's legislators, Mr. Tim Griffin and Ms. Amy Laufer.

Delegate-Elect Amy Laufer introduced herself noting that she would be representing District 55, which included Rockfish, Faber and Schuyler. Ms. Laufer noted that she grew up on a dairy farm in Wisconsin and was one of eight children. She reported that she obtained a degree in Geology and served in the Peace Corps in Jamaica. She noted that she started a community garden and a reading program in Jamaica, both of which still operate 25 years later. Ms. Laufer then noted that she obtained her Master's degree and taught next to the World Trade Center and then relocated to the Charlottesville area where she has resided for the last 20 years. She reported that she had also served on the Charlottesville School Board for seven (7) years. She noted that she was proud to be a representative for part of Nelson County as Delegate. Ms. Laufer reported that she had requested to serve on several committees, Agriculture, Education and Healthcare. She noted that she would find out which committee she would be serving on in January.

Delegate-Elect Tim Griffin reported that he would be serving the 53rd District. He explained that House District 53 covered about 70 percent of Nelson County, noting that it was a beautiful district. Mr. Griffin noted that he was Republican. He reported that his committee requests were for Courts of Justice, Education, and Privileges and Elections. Mr. Griffin noted that he was a former prosecutor. He reported that he and Ms. Laufer had the opportunity to meet during their training in Richmond. He commented that there was a great opportunity with Nelson being a split county with two representatives from different political parties, noting that there would be opportunities where they would have more ability to fight for priorities. He commented that there was a growing difference in the interests of urban and rural communities. He stated that the 53rd District was a rural district, and rural districts were the backbone of Virginia. He commented that his role to fight for people of his district.

Mr. Rutherford thanked Ms. Laufer and Mr. Griffin for being present. He commented that the County had some legislative priorities with the Thomas Jefferson Planning District Commission (TJPDC), noting that David Blount was the County's legislative liaison. He indicated that the Board members wanted to bring awareness to certain subjects and commented that the County would need some advocacy.

Mr. Reed thanked both Delegate-Elects for being present and also reaching out directly in advance of the meeting. He referenced the Composite Index and the amount funding that the County had to put up to fund the schools. He noted that the JLARC study had recommendations in it that were included in the TJPDC Legislative Program and the Virginia Association of Counties. He reported that the Composite Index for this year increased the amount that Nelson was to provide, by 13 percent. He commented that School budget was increasing any way, and the fact that a larger percentage of tax revenues had to go towards schools hit hard. He asked that the legislators help. Mr. Reed pointed out that Wintergreen made Nelson's assessments higher than most rural communities. He noted that the budget would be difficult in the upcoming year. Mr. Reed noted that any help would be appreciated.

Mr. Parr commented on the JLARC study, noting it was eye opening. He commented that when it came to the funding provided to the local communities versus the unfunded mandates that came from the State, the discrepancy was really unfair to the local community. He reiterated that it was a burden on the local community and encouraged Ms. Laufer and Mr. Griffin to review the report.

Mr. Barton noted that he was a teacher for 40 years. He commented that the idea of SOLs and testing came along while he was teaching. He noted that he did not impugn the motives for the testing but it became clear that there were unintended consequences. Mr. Barton noted the pressures put on the teachers, students, parents and School Boards to do better on the tests. Mr. Barton reported that he had attended a meeting on education during the VACo conference, where they discussed that more money needed to be made available to the schools. He noted that one of the former VACo Presidents stated that the SOLs needed to be gotten rid of. Mr. Barton commented that they did not need to get rid of testing, they needed to get rid of the consequences for failing the test. He noted that education had to do with inspiration, nurturing, and love. He implored the legislators to think about the solution, and get rid of what revolved around testing. He noted that it had created an environment that removed joy for school, and COVID made the problem worse. He commented that the solution was not afterschool programming, rather the solution was making children feel a part of something important. He stated that they needed to allow teachers to be creative and they needed to allow students to become learners.

Mr. Rutherford noted that Mr. Barton was the one who had reminded the Board that having legislators at the meeting was important.

Mr. Rutherford discussed Line of Duty benefits (LODA) and the death of Officer Wagner at Wintergreen. He noted that LODA benefits only extended to those certified in government agencies. He reported that in Mr. Wagner's case, his family was left in a bad situation. He noted that they did not want that to happen to another person in Virginia. He also noted that a similar situation happened at Bridgewater College, and legislation went forward and failed. He noted that when it happened at Wintergreen, they worked to get other localities to pass resolutions. He reported that the resolution had been passed by about 13 counties/cities supporting that LODA benefits be made an option for private police departments that are bona fide by the state to opt in. He noted that it was a huge deal and the push was more diverse with this attempt. He listed several supporting localities which included: Albemarle, Nelson, Amherst, Charlotte, Montgomery, Appomattox, Augusta, Fluvanna, Madison, Greene, Franklin and Staunton. He noted that the list continued to grow. Mr. Rutherford reported that they would hold a press conference the next day with the Chief of Police from Wintergreen present, and other staff members. He noted that Officer Wagner's vehicle would be on site as well. He explained that they were trying to get a continued push on the legislation. He reported that Ellen Campbell had the bill on the House side, and Mr. Obenshein had the bill on the Senate side. Mr. Rutherford noted that the bill would go before the Cities and Towns Committee first, and he, asked that both legislators communicate with their allies in the group. He noted that VACo added LODA benefits to their legislative goals. He asked the legislators for their support. He commented that he knew that the Wintergreen officers would show up and support Nelson if there were a crisis going on. Mr. Rutherford thanked both legislators for being present again. He noted that they had a diverse demographic to represent in their districts.

IV. CONSENT AGENDA

Mr. Parr moved to approve the Consent agenda as present. Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the following resolutions were adopted:

A. Resolution – **R2023-76** Minutes for Approval

**RESOLUTION R2023-76
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MINUTES
(June 13, 2023)**

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on **June 13, 2023** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

B. Resolution – **R2023-77** FY24 Budget Amendment

**RESOLUTION R2023-77
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2023-2024 BUDGET
December 12, 2023**

I. **Appropriation of Funds (General Fund)**

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 27,000.00	3-100-003303-0046	4-100-031020-7035
\$ 22,500.00	3-100-002404-0065	4-100-081050-3010
\$ 25,000.00	3-100-002404-0065	4-100-081050-3011
\$200,000.00	3-100-002404-0067	4-100-091030-5669
\$ 12,500.00	3-100-001901-0012	4-100-999000-9905
<u>\$287,000.00</u>		

II. **Appropriation of Funds (School Fund)**

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 93,287.00	3-205-002402-0002	4-205-061100-9301
<u>\$ 93,287.00</u>		

V. **PRESENTATIONS**

A. Blue Ridge Tunnel After Dark Event Report & Check Presentation

Mr. West provided the following report:

Nelson County Parks and Recreation and Blue Mountain Brewery are making a combined donation in the amount of \$1000.00 to the Nelson County Pantry made possible from proceeds from our 3rd Annual Tunnel After Dark event.

This year’s Tunnel After Dark event was held on Friday October 27. The annual event co-hosted by Nelson County Parks and Recreation and Blue Mountain Brewery allows attendees the unique opportunity to visit Nelson County’s famed Blue Ridge Tunnel after dark.

The 1.5-mile section of trail from the Eastern Trailhead through to the Western Portal of the tunnel are lined with nearly 700 luminary bags to give visitors a beautiful setting as they make their walk. Along the trail, just before entering the Eastern Portal, Blue Mountain brewery set up gas fire pits, photo

opportunities, lounging area and a mobile bar to serve their flagship beers Dark Hollow and its annual reserve barrel aged version, Concealed Darkness. Each of these beers showcase the Western Portal of the tunnel on the logo which helps promote the tunnel year round.

This year's event brought in over 300 visitors who had the opportunity to attend by purchasing Premium On-site parking passes or Off-site Shuttle tickets departing from Rockfish Valley Fire Department. Tickets sold out in under 1 week to this year's event. Actual attendance numbers were 108 shuttle riders and 56 on-site cars averaging about 3.5 riders per car, bringing an estimated total number of visitors to 304.

Proceeds from this year's event totaled \$763.58 from Nelson County Parks and Recreation. Blue Mountain Brewery will be adding an additional \$236.42 to allow us to hit the \$1000.00 donation to the Nelson County Pantry. In addition to the monetary donation, we collected nonperishable food items on site totaling 150.4lbs of food which was donated to the pantry as well.

We look forward to this event each year and are proud to support a local organization just in time for their busiest time of the year during the holidays.

Mr. West introduced Taylor Smack of Blue Mountain Brewery and Marian Dixon of the Nelson County Food Pantry. Mr. West and Mr. Smack presented Ms. Marian Dixon with a \$1,000 check to the Nelson County Food Pantry. Mr. Rutherford noted that Ms. Dixon had worked for the Food Pantry for many years. He thanked her for all of her hard work. Ms. Dixon reported that the Food Pantry served about 800 people every month and distributed about 30,000 pounds of food per month. She noted that they had an average of 130 volunteers donating 400 hours of their time every month.

B. VDOT Report

Mr. Robert Brown of VDOT provided the following report:

Mr. Brown reported that they were still working on a structure replacement on Route 633 (Blundell Hollow). He noted that the project was nearing completion and it should be open in a few weeks. He noted that brush cutting on Route 29 and multiple other routes, was taking place in Nelson to provide better sight distance. He reported that VDOT's trash contractor was scheduled to pick up trash in Nelson soon (29, 56, 151 and a few other routes). Mr. Brown noted that they had a snow event Sunday/Monday. He reported that they did put out chemicals and mixed abrasives in the higher elevations. He reported about four to six inches of snow at the top of the mountain in Montebello and at Reeds Gap.

Mr. Brown noted that he was still working on the sign on Tye River Road. He indicated that he had not spoken with the traffic engineers before coming into the meeting, but he noted that they knew it was a hot topic in Nelson. He hoped to have something from the engineers soon.

Mr. Parr:

Mr. Parr had no VDOT issues to report.

Mr. Reed:

Mr. Reed had no VDOT issues to report.

Mr. Harvey:

Mr. Harvey had no VDOT issues to report.

Mr. Barton:

Mr. Barton had no VDOT issues to report.

Mr. Rutherford:

Mr. Rutherford noted Whippoorwill. Mr. Brown noted that he had researched the abandonment/discontinuance on Whippoorwill from years ago. He explained that in order for the road to come back in, it would have to be done through a revenue sharing project. Mr. Rutherford asked if Mr. Brown would send more details when available. Mr. Brown noted that Hilltop had the same issue, and it would need to be a revenue sharing project also.

Mr. Rutherford asked if Mr. Brown had received his email about the intersection at Front street. Mr. Brown noted that he had asked his traffic engineers to review the intersection and make recommendations. He explained that they would look at the crash data. He noted there were sight distance restrictions there. Mr. Rutherford asked if there were requirements for a pedestrian crossing with painted lines. He noted there was more traffic with the Heart of Nelson and Lovington Farmers Market in operation. He asked if they could get a designated pedestrian crossing spot there. Mr. Brown noted it was possible, and if it was in the curb and gutter section, it had to be ADA compliant and would require updates to most places in that area.

C. Update on Debt Capacity – Davenport

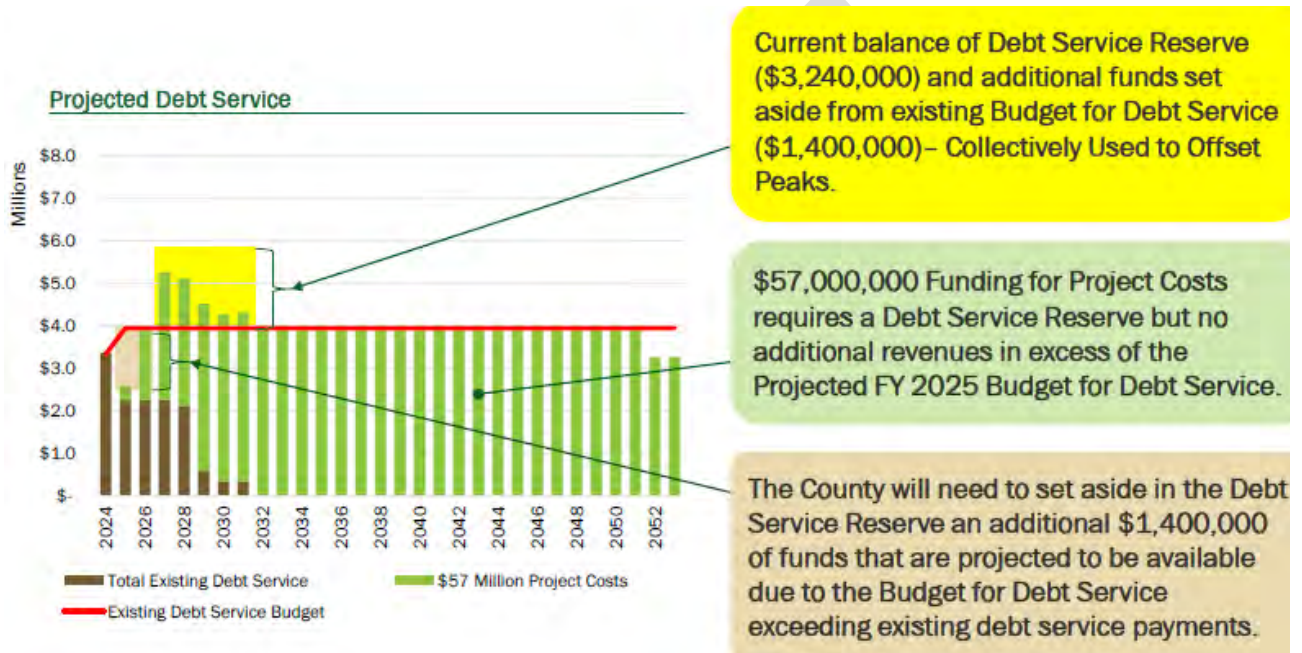
Mr. Ben Wilson of Davenport was present to provide the Board with an update on the County's debt capacity. He noted that the County's projects were still evolving and Davenport was continuing to have conversations with staff. He explained that they were looking at the capacity and affordability of adding additional debt to the County's profile for projects currently being developed. He noted that adjustments had been made since the last presentation in February, based on the market and having more knowledge about the projects.

Mr. Wilson reported that the baseline they were looking at was \$57 million worth of projects (Land purchase - \$2.6 million, DSS building \$10 million, School Renovation - \$25 million, and \$19.5 million for other projects that might be considered in the near future). He noted that there was a second scenario that provided another \$18 million in capacity for the County if there were other projects to be considered.

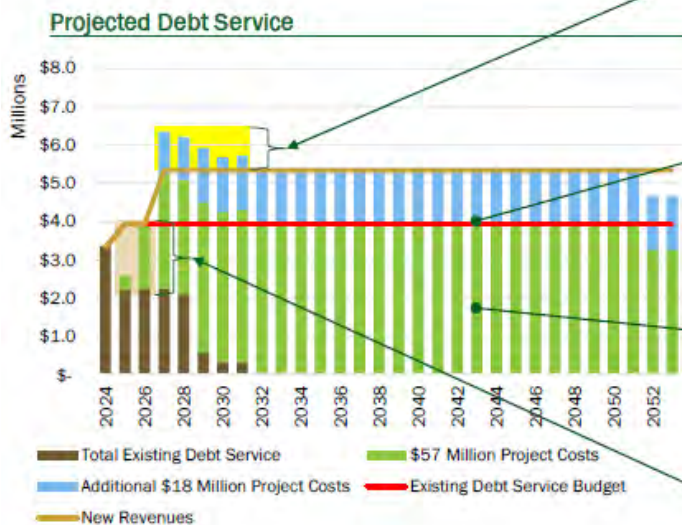
Mr. Wilson explained that they were looking at mostly 25 to 30 year debt, with tax-exempt interest rates at a 5 percent right now. He noted that if they were to go out and borrow right now, the interest rate would most likely be less than 5 percent, but they were looking planning interest rates. He reported that they were looking at a taxable interest rate of about 6 percent, which would depend on what the projects ended up being. He showed the MMD (Municipal Market Data) Yield Curve to show tax-exempt interest rates currently, as well as the Treasury Yield Curve to show the taxable interest rates. He reported that interest rates were much lower when they started looking at the analysis.

Mr. Wilson showed two charts that provided perspective on where interest rates had been historically compared to where they were now. He commented that interest rates were at the midpoint of where they had been in the last 25 years or so. He noted they saw historic lows in 2020 and 2021, and he commented that there was not an expectation to return to those levels. Mr. Wilson showed that there had been an upward trend over the last few years.

Mr. Wilson noted that the baseline analysis was \$57 million, which included the Social Services building, Schools, and a little more capacity for other projects. He explained that the current budget for FY24 had \$3.3 million in it for debt service, he noted that the budget going forward would be \$3.9 million for 2025 and beyond. He pointed out that it would not work without that change in 2025. He noted that over the next two fiscal years, the County was projected to produce a surplus in the Debt Service Fund. He explained that the strategic debt funding approach required that the County set aside those surpluses to be used in the following years when the debt service peaks, to allow the County to have a little more debt capacity. Mr. Wilson reviewed the graph to show the project debt service with the existing debt and the \$57 million in project costs added in.



Mr. Wilson then explained what it would take to add an additional \$18 million in debt capacity for a total of \$75 million. He noted that the County may not want to do that, based on the revenues that would be required to do it. Mr. Wilson informed the Board that in order to add \$18 million to get to the \$75 million total debt capacity, it would require another \$1.4 million in revenues starting in 2027 and beyond. He noted that no assumptions had been made on what revenues would be used, whether it was real estate, occupancy tax, or whatever. Mr. Wilson reviewed the Projected Debt Service to include the additional \$18 million.



Current balance of Debt Service Reserve (\$3,240,000) and additional funds set aside from existing Budget for Debt Service (\$1,060,000)- Collectively Used to Offset Peaks.

\$18,000,000 Additional Borrowing Supported by Additional \$1,400,000 of New Recurring Revenues (beginning in FY 2027).

\$57,000,000 Funding for Project Costs requires a Debt Service Reserve but no additional revenues in excess of the projected FY25 Budget for Debt Service.

The County will need to set aside in the Debt Service Reserve an additional \$1,060,000 of funds that are projected to be available due to the Budget for Debt Service exceeding existing debt service payments.

Mr. Wilson reviewed the Debt to Assessed Value, noting it said the tax base was where the majority of the revenue came from. He explained that this ratio was commonly used by rating agencies to measure an issuer’s capacity to support existing and additional debt. He noted that the County’s ratio was currently 0.5 percent and considered “Very Strong” from the Rating Agencies’ perspective. Mr. Wilson indicated that adding in the \$57 million or \$75 million, the ratio would go up to 2.2 percent, or 2.8 percent. debt to assessed value. He suggested that the County could consider putting Financial Policy guidelines in place to establish a policy target range, noting that lenders and rating agencies looked at it favorably. He suggested putting a policy in place that established a 3.5 percent to 4 percent policy target range. He noted that did not mean they couldn’t exceed that amount, but it signaled to lenders and rating agencies that the County was paying attention and they had a plan in place going forward.

Mr. Wilson then reviewed Debt Service as a Percentage of Expenditures. He explained that it was a key ratio because it measured how much of the annual budget is being spent to pay for debt. He reported that the County’s current ratio was approximately 6.6 percent and considered “Very Strong” from the Rating Agencies’ perspective. Mr. Wilson noted that the addition of \$57 million put the County at 8.2 percent, and if they went to \$75 million, it would be at 11 percent. He indicated that even with the \$57 million, they would be within the Strong range. Mr. Wilson suggested that the County may consider putting a policy in place to establish a 10 percent to 12 percent policy target range which would be considered a Strong policy.

Mr. Wilson reviewed the next steps noting that the projects were still in development, and the analysis could be refined further. He noted that the County could consider implementation of the financial policies as discussed. Mr. Wilson indicated that the County could consider obtaining a credit rating. He noted that it was not uncommon for a county like Nelson to go out and obtain a credit rating and borrow in public markets. He explained that there were funding options like Virginia Resources Authority (VRA) and

Virginia Public Schools Authority (VPSA) but they were specific for what kinds of projects they could fund. Mr. Wilson noted that the County could also go to a bank and take out a loan, but banks were only interested in 10 to 15 year loans, rather than 25 to 30 years.

Mr. Wilson offered to assist the County with drafting financial policies and also noted that Davenport would be happy to help with credit ratings if those were things the County wanted to do. He noted that they were not looking for any actions to be made at present.

Mr. Parr asked if the debt capacity report made assumptions on whether the County would have to consider eliminating land use or implementing a gross sales tax. Mr. Wilson noted that it did not. He explained that the additional \$18 million would need additional revenues of some sort to cover it. He noted that the \$57 million scenario assumed that the budget stayed constant at a 2025 level of \$3.9 million.

Mr. Reed asked about additional revenues and whether they would need to be targeted. Mr. Wilson noted that was for anything beyond the \$57 million. He commented that in order to exceed that amount, they would divert revenues from the General Fund and send them to Debt Service.

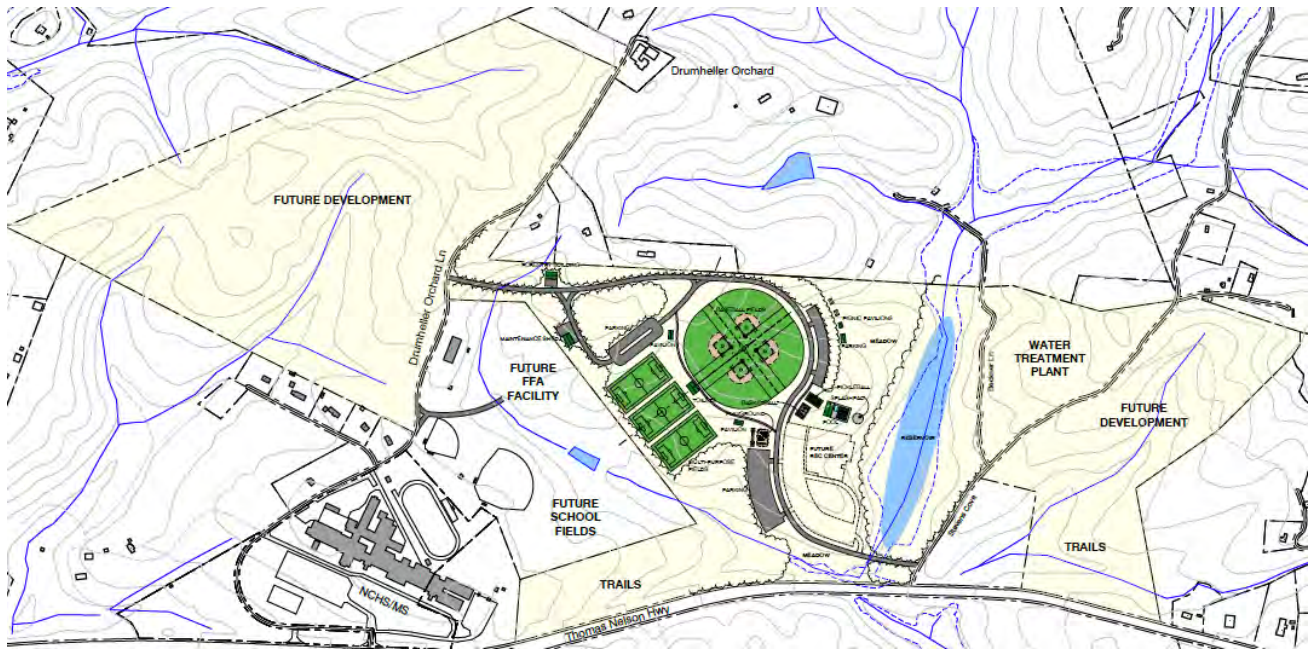
Ms. McGarry reminded the Board that the \$3.9 million included an ongoing contribution of \$610,000 resuming in FY25. She noted that the Board decided to forgo that contribution to the Debt Service Fund in FY24, but in order to make the analysis work as presented, they would need to resume in FY25 and carry it forward throughout the plan.

Mr. Rutherford commented that he was unsure of what went into credit rating process. Mr. Wilson noted that there were some upfront costs associated with obtaining a credit rating. He commented that the credit rating was pretty much good indefinitely. He explained that Campbell County got a credit rating before they issued the debt, so there was an upfront cost for that. He noted that when they went to issue the debt, they had to go back to the credit rating agency to have them rate debt itself.

Mr. Reed asked about the implementation of financial policies and noted that Mr. Wilson said it would show that the County was serious. He asked if implementing those policies would increase the County's chances to get funding when they already had very strong ratios. Mr. Wilson noted it would not make or break but could potentially help produce a better rating. He noted that it showed the agencies that County was serious and paying attention to debt. Mr. Reed noted it would make their long term intentions known to constituents as well. Mr. Wilson noted it would lay the ground work for future Boards. He indicated that the financial policy was a guideline and not a requirement.

D. Larkin Property Master Plan – Architectural Partners

Jim Vernon and Gary Harvey of Architectural Partners were present to provide their latest work on the Larkin Property Master Plan. Mr. Gary Harvey provided some background on the property location, noting that it was just behind the High School/Middle School complex. He explained that they had worked with the Board, County Administration and Parks and Recreation, to explore six concepts on how to best use the site, and they had arrived to the Master Plan presented on the screen, which focused on all recreation uses and located them to the center of the site. He noted that this put the recreation areas closer to the schools for access to the site. He noted that the northern and southern portions of the site were left for future development to be determined at a later date.



Mr. Gary Harvey noted that the components on the site had been refined and were shown to scale to see how the site would be fully utilized. He reviewed the components included on the site plan:

- Maintenance shed and site for a Department of Forestry building close to Drumheller Orchard Lane
- 4 Baseball/Softball fields, 3 multi-purpose sports fields and support buildings (restrooms, concessions, press box, storage)
- Parking areas, Picnic Pavilion spaces, Playground
- Outdoor pool and splash park with supporting pool buildings
- Outdoor basketball court and 3 outdoor pickle ball courts
- Location for a future phase for indoor recreation facility with various features
- Potential reservoir for Dillard Creek basin (shown in blue shape)

Mr. Gary Harvey noted that the indoor recreation facility was proposed to include multiple courts; multi-purpose rooms for gymnastics, aerobics, and other types of exercise programs; indoor track; climbing walls; and a potential indoor pool. He showed that the indoor recreation facility location was dashed in on the Master Plan and it would be indicated as a future phase for the project. Mr. Gary Harvey reported that another consultant was evaluating whether a reservoir would be feasible at Dillard Creek.

Mr. Gary Harvey noted that the Board made a request to determine what could be developed for \$15 million. He reported that they had three (3) scenarios with cost estimates to review.

Mr. Vernon reported that the future indoor recreation center had been taken off the table for the time being as it was estimated to cost over \$30 million. He noted that the Board had asked Architectural Partners to select projects for Nelson residents to enjoy now rather than later. He reported that there were no current cost estimates for a potential reservoir as there was no way to put a dollar amount on that yet. He noted that in order to do everything on the plan that was not dashed, it would cost \$36 million in today's dollars.

Mr. Vernon indicated that they could easily spend \$15 million on infrastructure and site work without having anything else on the property, which was not appealing. He noted that they would have to look at

phased development with prioritizing. He indicated that the goal for the day was to get direction on which option the Board wanted.

Mr. Vernon reviewed Option A which prioritized:

- site work, infrastructure, utilities and roads 75 percent complete
- limited parking
- (1) multi-purpose field
- completed splash pad
- partial playground
- picnic sites only, no pavilions
- no hard surface courts
- no maintenance facilities
- rented portable restrooms.

Mr. Vernon then reviewed Option B which prioritized:

- all roads completed to VDOT standards
- no playground
- site work, infrastructure, and utilities 75 percent complete
- (1) multi-purpose field
- completed splash pad
- picnic sites only, no pavilions
- no hard surface courts
- no maintenance facilities
- rented portable restrooms.

Mr. Vernon then reviewed Option C:

- Completed outdoor pool facility with support facility, no splash pad
- no multi-purpose field, no playgrounds, no picnic areas, no maintenance facilities
- Site work, infrastructure, utilities and roads at various states of completion

Mr. Vernon commented that what could be done for \$15 million depended on the Board's priorities.

Mr. Parr asked how difficult it would be to have three (3) different scenarios of the Master Plan, highlighting the different options. Mr. Vernon noted it would not be difficult at all. He explained that it would be hard to see if the roads were completed to VDOT standards or gravel only, but notes could be added. Mr. Parr asked if the absence of other things could be shown. Mr. Vernon confirmed that it could be done. Mr. Parr thought that would be helpful. Mr. Vernon noted they had all the flexibility in the world and could make changes to show another option if the Board wanted to include a different priority than what was provided in the three (3) options.

Mr. Barton asked if they could discuss priorities. He stated that he felt they needed to start with a swimming area, and then they could build from there. He commented that it would enhance the community and bring people closer together. Mr. Barton said they needed to figure out a way to picnic, swim, and learn to swim. Mr. Vernon commented that was heard and that was the reason for Option C, to say that the pool was the priority

Mr. Parr noted that he ruled out Option C first. He stated that he was 100 percent with Option A as it provided a little bit of everything, good infrastructure, 75 percent completion with site work, roads and utilities. He noted that it had water activities at the splash pad, a playground, and picnic areas. Mr. Parr reiterated that he liked Option A because it gave them a little of everything and good infrastructure. Mr. Vernon noted that was the intention of Option A.

Ms. McGarry suggested that the Board could look at a separate work session to delve into the details further. She asked the Board if they wanted anything else to be provided to help facilitate that work session. Mr. Parr reiterated the visuals requested to show each of the three (3) options. Mr. Reed commented that he thought the information was very helpful and it was pieced together with the presentation on debt service. He noted there were other capital needs in the County that were not part of the Larkin property. Mr. Reed thought that they were pretty close at moving something forward, but they did not know what it would be yet. He asked about the recurring costs of maintaining and staffing those facilities, which also effected the budget.

Mr. Parr noted it left an additional \$4.4 million in the debt capacity, assuming the \$57 million figure. He noted that there had been \$19.4 million earmarked for the balance of projects, so that left \$4.4 million for other needs.

Mr. Rutherford agreed that further discussion was needed. He suggested waiting until the new Board was in place, and they could determine having a planning retreat. Ms. McGarry noted that the Board had some Non-Recurring funds that could be used for smaller expenses, without having to borrow funds for everything.

Mr. Rutherford asked about the debt capacity for the jail system and if it affected the County's debt capacity. Ms. McGarry explained that the debt would fall under the Jail's debt capacity. She noted that it would be a recurring financial obligation to the County.

The Board thanked Architectural Partners for their time. Mr. Vernon noted they would respond to Mr. Parr's request for a graphic representation of each of the options.

Mr. Reed noted that budget sessions would be coming again soon with the new Board. He asked which would be more important to have first, capital and not know what the budget would be, or, the budget, not knowing what the capital would be. Ms. McGarry explained that in terms of the debt capacity, the plan laid out allowed for capital improvements up to \$57 million. She noted that was with the additional \$610,000 contribution annually going forward in 2025. Mr. Reed asked if they were committed to that during the budget, to make sure that would be there.

Mr. Rutherford noted they would look at revenue enhancements when they found a project that warranted revenue enhancements. Ms. McGarry reiterated that if they wanted to have the \$57 million ability for capital improvements, they would need to commit the \$610,000 going forward. The Board discussed having a work session before March. Ms. McGarry not sure when General Fund budget would be ready for the Board's review. She noted that it was typically during the February/March timeframe.

The Board had no further questions.

E. Regional Transit Governance Study - TJPDC

Ms. Sandy Shackelford of the Thomas Jefferson District Planning Commission was present to provide a presentation on the Regional Transit Governance Study. She explained that the purpose of the presentation was to provide a little information on regional efforts related to transit, review the purpose of the governance study, and discuss the findings and next steps.

Ms. Shackelford introduced the study team which consisted of:
Sandy Shackelford, AICP – TJPDC, Director of Planning & Transportation
Christine Jacobs – TJPDC, Executive Director

Lucinda Shannon – TJPDC, Project Manager
Peter Voorhees, AICP – AECOM, Project Manager
Stephanie Amoaning-Yankson, PhD – AECOM, Deputy Project Manager, Task Leader
Scott Baker, JD – AECOM, Governance and Funding Expert

Ms. Shackelford noted that they were originally planning to have Stephanie Amoaning-Yankson present via Zoom, but the internet connectivity issues did not allow for that.

Ms. Shackelford provided background information on Transit Studies in Region 10, and what led to the Regional Transit Governance Study. She noted that they were not asking for any action from the Board currently, but they did want to make sure that the Board was informed that the process was being undertaken. She reported that they would continue to engage with the Board as they explored next steps identified through the governance study. She noted that each locality had its own unique needs and they wanted all jurisdictions in the region to be informed so they could continue the discussions moving forward.

Ms. Shackelford reported that the two main goals identified for the Regional Transit Governance Study were to identify potential governance options for regional transit, and to identify potential funding mechanisms to increase investment into transit throughout the region. She explained the phases of the Discovery Process: Existing Conditions, Peer Study Analysis, Potential Revenue Generation Options, and Potential Governance Options. She reported that an extensive amount of stakeholder engagement went into the study. She noted that it was imperative that all localities within the region were represented, as well as the service operators and impacted regional stakeholders.

Extensive Stakeholders Engagement

LOCAL & REGIONAL ENGAGEMENT

- City of Charlottesville
- Albemarle County
- Greene County
- Fluvanna County
- Louisa County
- Nelson County
- University of Virginia/UTS
- CAT
- Jaunt
- Regional Transit Partnership (RTP)
- Charlottesville-Albemarle Metropolitan Planning Organization (CAMPO)

STATEWIDE ENGAGEMENT

- Hampton Roads Transit
- Hampton Roads Transportation Accountability Commission (HRTAC)
- Northern Virginia Transportation Authority (NVTA)
- Williamsburg Area Transit Authority (WATA)
- VA Department of Rail & Public Transportation (DRPT)
- Virginia Department of Transportation (VDOT)

NATIONAL PEER ENGAGEMENT

- Ann Arbor, MI
- Blacksburg, VA
- Bloomington, IN
- Iowa City, IA
- Ithaca, NY
- State College, PA

Regional Transit Governance Study for Region 10

Ms. Shackelford reported that the stakeholders met throughout the study period to hear updates and provide feedback to the TJPDC and the consultant team. She noted that they also conducted outreach with each of the existing transportation/transit authorities in the state of Virginia, in order to understand the feasibility of the different organizational structures, as well as communicating closely with the Virginia Department

of Rail and Public Transportation (VDRPT) and the Virginia Department of Transportation (VDOT). She reported that VDRPT provided a grant to complete the study. She then reported that they completed an analysis of six (6) different peer regions throughout the nation with similar characteristics to ours, which them to understand the range of possibilities for coordination and funding of transit service.

Ms. Shackelford reviewed the key findings that came out of the process. She noted that the first recommendation was that they would likely need to move forward with an interim step prior to pursuing any changes to the existing authority. She reported that the interim step would be the opportunity for all interested localities to participate in determining a preferred format for decision making around transit in the region, and determine what information may need to be developed or provided in order to inform decisions around cost allocations and funding distributions.

Ms. Shackelford indicated that there seems to be consensus that some level of regional transit governance was warranted, but there were still questions as to whether a regional approach would be the right solution for all of the individual jurisdictions. She noted that continued work towards formally establishing the organizational structure would aid better understanding and clear decisions about participation for each local governing body. She noted that they consistently heard during the study that there was additional information needed to help rural areas understand the actual transit needs for residents in their localities.

Ms. Shackelford reported that they also heard that local government officials wanted to be able to clearly demonstrate the value of their participation in a regional approach and establish accountability measures to ensure that each jurisdiction received local benefit for their investment into the regional system. She noted that each jurisdiction would have unique needs that should be considered to determine how a regional approach may support local transit goals. She explained that as they moved into drafting potential legislation, they wanted to encourage continued engagement with their rural jurisdictions to ensure that their interests were captured and accounted for.

Ms. Shackelford noted that they learned it would be important to keep the University of Virginia (UVA) engaged as they determined what regional transit governance should look like. She explained that there was a wide range of options for how local governments and transit systems coordinate service with local universities. She noted that as an operator of its own transit system, ongoing collaborations with UVA could help the region leverage additional public funding, or introduce cost saving measures such as shared transit maintenance facilities and training programs. She noted that they did not know what UVA's exact role should be in the transit authority moving forward, but they did think it was important to continue to engage them as a key stakeholder in the region.

Ms. Shackelford noted that the consultants reviewed the funding sources in place for the existing transportation authorities in the state of Virginia to determine funding options to support the increased transit service throughout the region. She noted the current revenue sources were shown on the list included below to the left. She then noted that the potential funding options were listed to the right.

Potential Revenue Sources

Revenue Sources NVTA, HRTAC, & CVTA

- Sales and use tax
- Grantors tax
- Fuel tax
- Transient occupancy/lodging tax
- Recordation tax
- Toll revenues & truck registration fees
- Interstate Operations Enhancement Program

Exploratory Options for Region 10

- Sales and use tax
- Transient occupancy/lodging tax
- Property tax
- Real estate tax

Details of potential estimates from these sources are provided in the final report

Ms. Shackelford reviewed the potential characteristics for a Regional Transit Authority. She noted that there were two main ways they could move forward with the Regional Transit Authority. She explained that the first option was to create new legislation that included a funding component, or second, they could modify the existing transit authority legislation that was enacted in 2009. She noted that the initial membership would include Charlottesville and Albemarle as members, represented by members of their governing bodies. She then noted there would be options for Fluvanna, Greene, Louisa and Nelson to join the Authority. Ms. Shackelford explained that the existing authorization language allowed for participation by private nonprofit tourist-driven agencies, higher education facilities, and public transportation agencies serving the counties to join as well. She noted that the role of the non-governmental agencies would be as non-voting members.

Ms. Shackelford noted that this was just the beginning of establishing a more formal body to coordinate and plan for transit throughout the region. She indicated that they would provide a final report of the study to all of the localities for their review. She noted that they would continue discussions on transit needs for each locality and their interest in participating in the regional efforts. She indicated that the TJPDC was prepared to keep the momentum moving, by identifying a working group to stand up the existing structure while they determine what the preferred next steps might be. She noted that Albemarle and Charlottesville were ready to move forward to begin working out the mechanisms activating the existing Authority. She also noted that the group would continue to engage with all localities in the region that would like to explore what their participation and involvement might look like.

Mr. Barton asked when the changes would potentially occur. Ms. Shackelford noted that the immediate next step would be to form a working group with by-laws and statutes in place to allow the existing Authority to be enacted. She expected that to occur in the next calendar year. She explained that what happened after that would depend on what came out of the working group. She commented that in the short term, they were moving forward with some clear steps, but the rest was dependent on the working group. Mr. Barton noted that the people who needed transit were not wealthy people. He asked who would push for those people. Ms. Shackelford noted that it would be up to the Board, as the decision makers for Nelson County, to determine what Nelson County's participation would look like. He asked if this would happen, noting that the transportation needs were not new. Ms. Shackelford noted that they already had authorizing legislation, and there did seem to be some momentum and support to stand up what was already enabled.

Mr. Reed noted that he had been part of study committee, and he commented that it was not clear how the benefits would be shared with the rural localities, relative to Charlottesville and Albemarle. He commented that JAUNT was also having meetings concurrently about conducting a needs assessment for the JAUNT service area, which included Nelson. Mr. Reed indicated that the first two meetings had been scheduled on same date as the Board meeting. He noted that he would have to keep in touch with JAUNT. Mr. Reed commented that because of Nelson's unique location in between Charlottesville and Lynchburg, many of their transportation needs went south, and JAUNT did not offer services from Nelson to Lynchburg. He noted they would have to consider what would serve Nelson better. He suggested considering what kind of transit would solve the County's unique problems.

Ms. McGarry agreed with Mr. Reed, that it was hard to flesh out how the Authority might benefit the rural localities. Mr. Reed noted that there were needs but the solution may be broader than the initiative.

VI. NEW & UNFINISHED BUSINESS

A. Funding Request from Lovingston Beautification Volunteers

Ms. Gail Bastarache of Lovingston was present to request funding from the Board in the amount of \$2,000 for expenses during calendar years 2024 and 2025 for the beautification of Lovingston. Ms. Bastarache noted that she moved to Nelson three years ago and had been working with a group on beautification for Lovingston. She reported that over the past few years, any beautification efforts through flowers, benches, signage and flower pots through Lovingston had been funded through donations, and a recent bake sale. She noted that volunteers had provided monetary donations, labor and maintenance of the flowers and shrubs. She commented that since Lovingston was the County seat, they wanted to take pride in their community and work to keep it attractive to visitors and locals. She explained that the funding would help to replace older barrels, replenish potting soil and fertilizer in the barrels, provide seasonal flowers and decorations, labor for any heavy lifting and digging maintenance, as well as other miscellaneous beautification projects in the future.

Ms. Bastarache reported that she, and Patty Turpin would manage the funds in a Beautification Account at Atlantic Union Bank. She noted other committee members who had agreed with the request included Patty Avalon, Carla and Paul Quenneville, Vicki Vestal, Larry Wells and Patty Turpin.

Mr. Rutherford thanked Ms. Bastarache for attending. He noted Patty Turpin had been maintaining the flowers in Lovingston for years. He commented on new things happening in Lovingston - The Heart of Nelson, Patty Avalon's Studio, the seamstress, and the antique shop, as well as the farmers' market. Mr. Parr thanked Ms. Bastarache for her efforts. He noted he had just visited with Patty Turpin and they had discussed the changes that they could see from her front porch.

Mr. Parr moved to approve the request for \$2,000 to the Lovingston Beautification volunteers for years 2024 and 2025. Mr. Barton seconded the motion. Mr. Harvey asked why they were trying to do anything in Nellysford or Afton. Mr. Rutherford indicated that the group was in Lovingston. Ms. Bastarache noted that they looked at as the County seat and people from the whole County, were in and out all the time.

There being no further discussion, Supervisors approved the motion (4-1) by roll call vote to approve the motion, with Mr. Harvey voting no.

Mr. Barton noted that they also needed to fund Juneteenth.

Juneteenth Funding

Mr. Barton made a motion to fund the 2024 Juneteenth celebration with \$5,000 as requested by Ms. Edith Napier of the Juneteenth Celebration Committee. Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion (4-1) by roll call vote to approve the motion, with Mr. Harvey voting no.

The Board took a brief recess.

B. Authorization for Public Hearing on Personal Property Tax Exemption for Volunteer Fire and Rescue (R2023-78)

Ms. McGarry reported that at the last meeting, the Board had requested that staff return with information on increasing the current tax relief for volunteer fire and rescue personnel. Ms. McGarry reported the following:

Current Tax Relief for Volunteer Fire and Rescue Personnel as of 1993 Ordinance:

Personal Property Tax Exemption, Chapter 11 Taxation, Article I In General:

Sec. 11-5.1. - Exemption for volunteer fire and rescue squad members

Members of the Nelson County Volunteer Fire Department and Rescue Squads **shall be exempted from paying taxes on the first five thousand dollars (\$5,000.00) of assessed value on their personal property tax bill.** The chief or captain of each squad/department shall provide to the Commissioner of the Revenue by June 1st of each year a certified list of all members who are eligible for the exemption during that year.

A qualifying volunteer must have completed one hundred (100) hours of volunteer activities during the preceding twelve (12) months.

Value of Current FY24 Tax Relief: **\$67,301**

\$5,000 in Assessed Value = **\$139.50 in tax relief per exemption** (\$2.79 x \$5,000/\$100)

Each \$1,000 increase in Value Exempted = 20% or \$27.90 in tax relief per exemption (\$2.79 x \$1,000/\$100)

Percentage Increase	0%	20%	40%	60%	70%	100%
Assessed Value Exempted	\$5,000	\$6,000	\$7,000	\$8,000	\$9,000	\$10,000
Equivalent Total Tax Relief	\$67,301.00	\$80,761.20	\$94,221.40	\$107,681.60	\$121,141.80	\$134,602.00
Equivalent Tax Relief per Exemption	\$139.50	\$167.40	\$195.30	\$223.20	\$251.10	\$279.00

Ms. McGarry explained that the tax relief was provided for under State Code Authority §58.1-3506 and also, section 11-5.1 of the County Code. She noted that a resolution had been provided to authorize a public hearing on increasing the tax exemption. She indicated that they would need an amount to advertise for the public hearing.

Mr. Parr thanked Ms. McGarry for placing the item on the agenda. He noted that the \$5,000 amount was set in 1993 and had not changed in a long time. He indicated that he definitely wanted to go with the number in the far right column of \$10,000. He noted that he liked how Albemarle used a flat dollar amount. Mr. Parr noted that he was pretty sure that the Commissioner of Revenue had said it was easier for her office to facilitate a flat dollar amount. He proposed a flat \$300 credit and the vehicle license fee of \$38.75 for a total of \$338.75 per volunteer. Mr. Reed agreed with a flat fee of \$300. Mr. Harvey asked who would monitor it. Mr. Parr noted that the Treasurer's Office would, just as they had been. Mr. Harvey noted there were people on the list that did not do anything. Mr. Reed noted that the Captain would have to verify the service of 100 hours and provide the list to the Commissioner of Revenue. Mr. Parr noted that was already being done, they were just proposing to adjust the dollar amounts. Mr. Parr commented that he thought that the volunteers deserved this. Ms. McGarry noted that the resolution could be amended to include a flat amount or voucher amount. Mr. Parr noted what they were proposing could not compensate for what those volunteers did. Mr. Payne provided guidance and suggested that the last sentence of the resolution be amended to read: *“Proposed amendments to Section 11-5.1 would grant a tax exemption of \$300 on the value of one vehicle for eligible volunteer fire and rescue squad members.”*

Mr. Parr moved to approve **Resolution R2023-78** as amended and Mr. Reed seconded the motion. There being no further discussion, Supervisors approved the motion (4-1) by roll call vote, with Mr. Harvey voting no, and the following resolution was adopted:

RESOLUTION R2023-78
NELSON COUNTY BOARD OF SUPERVISORS
AUTHORIZATION FOR PUBLIC HEARING
AMENDMENT OF THE CODE OF NELSON COUNTY, VIRGINIA
CHAPTER 11, TAXATION, ARTICLE I, SEC. 11-5.1
EXEMPTION FOR VOLUNTEER FIRE AND RESCUE SQUAD MEMBERS

BE IT RESOLVED, that pursuant to §15.2-1427 of the Code of Virginia 1950 as amended, the County Administrator is hereby authorized to advertise a public hearing to be held on **January 9, 2024 at 7:00 PM** in the General District Courtroom in the Courthouse in Lovingston, Virginia. The purpose of the public hearing is to receive public input on an Ordinance proposed for passage to amend Chapter 11, Taxation, Article I, Sec. 11-5.1 Exemption for Volunteer Fire and Rescue Squad Members. Proposed amendments to Section 11-5.1 would grant a tax exemption of \$300 on the value of one vehicle for eligible volunteer fire and rescue squad members.

C. School Zone Speed Enforcement (R2023-79)

Ms. McGarry reported that the Board had seen several presentations from Blue Line Solutions on the automated speed enforcement concept. She noted that a public hearing was held to get the public's input on it and it was then tabled for a while. She noted that at the last Board meeting, it was requested that it be reconsidered at the current meeting. She reported that there was no additional information to provide to the Board. Ms. McGarry explained that the resolution provided would allow the County to proceed with the program, and would allow the County Administrator to execute all program documents upon guidance from County Attorney. Ms. McGarry noted that Mr. Payne had not yet reviewed the agreement because she did not want to have him do that without knowing whether or not the Board wanted to proceed. She noted that if the Board had questions, staff would answer them to the best of their ability. She indicated that staff could get more information if needed and they also could have Mr. Hogston return.

Sheriff-Elect Mark Embrey was present for the discussion on School Zone Speed Enforcement. He reported that he had multiple conversations with Mr. Hogston over the past several weeks, and had also taken a webinar. He indicated that his biggest concern if the program were approved, was what workload would be generated that would tax the agency personnel wise. He noted that he had been assured that the work load would be minimized. Mr. Embrey reported that he had spoken with other agencies working with Blue Line, and they had no complaints. He noted that Buckingham was in the research development stage. He pointed out that the other agencies did not have the traffic volumes in their jurisdictions that Nelson did on Route 29. He noted that they would be looking at significantly higher traffic and potentially violations this his office would have to process and approve. He also reiterated that Mr. Hogston was happy to return if needed. Mr. Embrey assured that his agency would be prepared to handle the program if the Board chose to commit to it. He noted that if they did not go with the program, the agency would remain dedicated to making sure the school zones were safe.

Mr. Parr noted an earlier comment that if an individual did not pay their ticket, the County was still responsible. He asked who was responsible to pay the funds if the ticketed individual did not pay, and whether the County would still be responsible to pay Blue Line. Mr. Embrey noted that Mr. Hogston would have to answer that as he did not have the answer. Mr. Parr commented that he thought that question had come up before and the County was not responsible, rather Blue Line would get a percentage of what was collected, not a percentage of what was assessed. Ms. McGarry noted that in the contract it said that *“the municipality shall be responsible for reporting unpaid citations to the Department of Revenue in accordance with statutory requirements. If applicable, Blue Line Solutions will assume this responsibility with written authority provided by the municipality.”* She explained that Blue Line could do collections for unpaid tickets if the County were to provide that responsibility. She noted that she thought Blue Line assessed \$25 per \$100 ticket, regardless of whether it was paid or not. Ms. McGarry read further that *“the municipality agrees to pay BLS a fee of \$25 per process speeding summons, which would be subtracted from the municipality’s gross receipts of paid summonses.”* Mr. Rutherford commented that implied that the monies were received. Ms. McGarry indicated that she interpreted it to mean that Blue Line would keep \$25 per individual processed ticket from the paid summonses. Mr. Parr and Mr. Rutherford commented that was not how it had been presented. Mr. Parr commented that he thought Blue Line got 25 percent of what was collected, not 25 percent of what they should.

Mr. Barton understood that it would take a certain amount of man hours to regulate speeding in front of the schools. He commented that he was worried about privatizing speeding tickets. Mr. Embrey assured the Board that they were prepared and would provide adequate law enforcement services if it was not implemented. Mr. Reed noted his conversation with Mr. Embrey, to make sure that a School Resource Officer (SRO) would continue to be present in the school building when students are arriving and departing. Mr. Embrey agreed that would continue. Mr. Reed noted that he was still looking at the service favorably. He commented that their tools to make the transportation corridors in the County safer, were limited.

Ms. McGarry reiterated to the Board that even though they had held a public hearing, which was not required, they did not have to make a decision that day. She noted that it was asked to be placed on the agenda for more consideration and they could discuss it as many times as they wished.

Mr. Rutherford commented that it was like putting badges on robots. He stated that it was not a good idea. He asked how they would provide who was driving the vehicle and used construction vehicles as an example. He noted that Blue Line stood to realize lots of money. He stated that combining for-profit methods with government agencies blurred lines.

Mr. Parr stated that it was not a legal issue, it was a safety issue. He noted that it was not be going to be a point on someone’s driver’s license and it would not cause their insurance rate increase. He commented that it was simply a visual and a slap on wrist for speeding in an area that no person should speed through.

He noted that he would understand the concern if it were going on their driver’s license and against their driving record. Mr. Parr did not think they should take action that day, noting they needed better clarification on the \$25 fee and when it was due.

Mr. Barton asked why people from out of state would pay. Mr. Parr commented that maybe they would not pay, he noted that he did not pay when he got a ticket in D.C. Mr. Payne noted it said \$25, so it sounded like they were paid regardless. Mr. Parr noted if Blue Line was paid when the County was paid, he was fine, if not, then not so much.

Mr. Parr suggested waiting. Mr. Barton wanted to act because he would not be there later. He suggested they kill it now and not take action. Mr. Reed commented that the Sheriff-Elect had committed to making the school zones safer and if that could be done without contracting with Blue Line Solutions, he was fine with that. Mr. Reed was willing to put it on Mr. Embrey's shoulders. Mr. Embrey noted that school would return in session after break on January 4th and he would be in office. He noted that staffing would be available to handle it. Mr. Reed noted no public hearing had been required, and they had two presentations already and if there were questions they could get answers another time. He stated that he would be fine to not take action.

Mr. Barton made a motion to deny **Resolution R2023-79** for the speed cameras in the school zones. Mr. Harvey suggested that they take more time to study it. Mr. Harvey seconded the motion. There being no further discussion, Supervisors voted (3-2) to approve the motion, with Mr. Parr and Mr. Reed voting no.

D. Transient Occupancy Tax Rate Increase (O2023-02)

Ms. McGarry presented the following information on the proposed Transient Occupancy Tax Rate increase:

Timeline Update:

- The public hearing on Ordinance O2023-02 increasing the TOT from 5% to 7% was held on May 9, 2023 and action was deferred. 7% is the maximum rate that can be considered.
- The Ordinance was considered at the July 11, 2023 regular Board of Supervisors meeting, a vote was taken and the motion to adopt the Ordinance O2023-02 failed on a tie vote with Mr. Parr being absent. As later advised by Mr. Payne, with no Motion to Reconsider having been made by a member of the prevailing party (in this case those voting no) at that meeting; then any member regardless of the prior vote may again at a subsequent meeting, move the adoption of the Ordinance on the same subject.
- At the November 16, 2023 rescheduled regular Board meeting, Supervisors directed consideration of Ordinance O2023-02 be included on the December 12, 2023 meeting agenda.

Annual Rate/Revenue Comparison:

	Current 5% Rate	6% Rate = 20% Increase	7% Rate = 40% Increase	1% Increase in Rate = 20% Increase
FY24 Estimated TOT	\$ 1,800,000	\$360,000	\$720,000	\$360,000

Per State Code Section 58.1-3818 et seq., 3% of the first 5% (60%) must go towards tourism, with the excess over 5% being unrestricted. (See Included Code Section)

CURRENT TOT RATE	5%
FY24 Estimated TOT Revenue	\$ 1,800,000
60% Restricted For Tourism (3%)	\$ 1,080,000
Unrestricted Revenue	\$ 720,000

	6% Rate	7% Rate
Total Annual Revenue	\$ 2,160,000	\$ 2,520,000
Revenue at 5% Rate	\$ 1,800,000	\$ 1,800,000
New Revenue	\$ 360,000	\$ 720,000
Restricted Revenue	\$ 1,080,000	\$ 1,080,000
Total Unrestricted Annual Revenue	\$ 1,080,000	\$ 1,440,000

Area Transient Occupancy Tax Rates – July 1, 2023 (VA Dept. of Taxation) [transient-occupancy-tax-rate-chart_10.xlsx \(live.com\)](https://www.tax.virginia.gov/transient-occupancy-tax-rate-chart_10.xlsx)

Locality	Rate	Additional Fees
Nelson County - 2002	5%	
Albemarle County - 1985	8%	
Appomattox County - 2021	2%	
Amherst County - 2017	5%	
Lynchburg -2021	6.5%	\$1.00 per night
Campbell County -2012	2%	
Augusta County - 2021	6%	
Rockbridge County -2020	10%	
Buckingham County -2012	2%	
Fluvanna – 2023	5%	

Commissioner of Revenue Recommendation:

The Commissioner recommends making any changes to this rate effective in the month of January; each November the Commissioner’s Office gets the Transient Occupancy Tax package together to be mailed out in December.

Effective Date and State Code Compliance: §58.1-210.1 Publication of local transient occupancy taxes:

State Code Section §58.1-210.1 Publication of local transient occupancy taxes requires “**tax assessing officers to provide the Department of Taxation with at least 30 days’ notice prior to the effective date of any change in such rate. Any change in the rate of any local transient occupancy tax shall become effective no earlier than the first day of the calendar quarter following the calendar quarter in which the change in such rate is enacted**”. **Therefore, if O2023-02 is enacted on December 12th, the soonest it could be effective would be February 1, 2024 given immediate notice by the Commissioner of Revenue to the State Department of Taxation. This date would provide 30 days’ notice and is also after the first day of the calendar quarter following enactment, which is January 1, 2024.** (See Included Code Sections)

Several months lead time in implementing a change would allow for the Commissioner’s Office to re-vamp their forms and tax package for distribution and provide for ample notification to the State Department of Taxation pursuant to §58.1 -210.1, taxpayers, and third party intermediaries such as Airbnb and Vrbo.

Conflict of Interest Provisions:

State Code Section 2.2-3112 B (3) Prohibited conduct concerning personal interest in a transaction; exceptions states:

B. An officer or employee of any state or local government or advisory agency who has a personal interest in a transaction may participate in the transaction:

3. If it affects the public generally, even though his personal interest, as a member of the public, may also be affected by that transaction.

Mr. Reed noted that Charlottesville’s TOT was 8 percent, the same as Albemarle County.

Ms. McGarry noted that the revenue estimates did not account for anyone that may drop off because of the increase, it was just a straight application of the percentages to the current revenue. She indicated that there may be some impact. Mr. Reed commented that the fee was being paid by visitors and not the citizens. He stated he was in favor of raising the rate, he noted that the biggest concern he had was the timing for it to be implemented. He suggested that it could be implemented into the next budget cycle. He noted that they could defer until budget discussions. He commented that they were going to need additional sources of revenue, noting that the School assessment (Local Composite Index) would give them a 13 percent increase in costs, before they even received additions from the Schools. He noted that cuts might need to be made to keep property tax rates at the same level. Mr. Reed was in favor of an increase to 7 percent. He commented that it was possible that at budget time, they may find that they did not allocate enough. He indicated that he was open to discussing when to implement the increase. He noted that it was difficult for vendors to deal with changes for reservations that have already been made.

Mr. Barton commented that it was a misconception that the TOT was a tax on the people of Nelson County. He noted that it was a tax on the people who visit Nelson County. He questioned whether a 2 percent increase would change people’s minds on whether to come to Nelson. He commented that he saw the 2 percent going towards recreation for the people of Nelson County. He noted that the additional revenues could increase the County’s borrowing ability, or could be put directly towards a recreation facility. He commented that bed and breakfasts were money makers, otherwise people would not be doing them.

Mr. Parr apologized for missing the July meeting when he was getting a new hip. He indicated that his feelings had not changed and it would have been a 3-2 vote if he had been present in July.

Mr. Rutherford noted his vote had not changed.

Mr. Barton moved to approve **Ordinance O2023-02** as amended to be effective July 1, 2024. Mr. Reed seconded the motion. There being no further discussion, Supervisors voted (3-2) with Mr. Parr and Mr. Rutherford voting no and the following ordinance was adopted:

ORDINANCE 2023-02
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF THE CODE OF NELSON COUNTY, VIRGINIA
CHAPTER 11, TAXATION, ARTICLE VI TRANSIENT OCCUPANCY TAX

BE IT HEREBY ORDAINED, by the Nelson County Board of Supervisors that the Code of Nelson County, Virginia, Chapter 11, Taxation, Article VI is hereby amended as follows:

Amend

Sec. 11-131. Levy of tax on transient room rentals; collection generally.

There is hereby imposed and levied upon every transient obtaining or occupying lodging within the county, in addition to all other taxes and fees of every kind now imposed by law, a tax equivalent to *seven* (7) ~~five (5)~~ percent of the amount charged for such lodging. The tax shall be collected from transients in the manner and at the time provided for in this article.

BE IT FURTHER ORDAINED, that this ordinance becomes effective July 1, 2024.

VII. REPORTS, APPOINTMENTS, DIRECTIVES AND CORRESPONDENCE

A. Reports

1. County Administrator's Report

- A. Comprehensive Plan:** The project website is www.Nelson2042.com. A final draft of the plan was tentatively scheduled for delivery by December 7th with public hearings to be held by the Planning Commission in late January and then by the Board of Supervisors in February. Staff is checking on the status of receipt of the final draft document and will follow up with the Board with this information.
- B. Piney River Solar, LLC Special Exception 2023-369 – Amherst County:** This matter has been further deferred until February 20th.
- C. Nelson County Service Authority (NCSA) Term Engineering Contract:** The Service Authority is under contract with the selected firm CHA and a meeting date for the scoping of the PERs is being coordinated. Staff will advise the Board of the cost proposals for this work when established.
- D. Nelson County Service Authority (NCSA) Blackwater Creek Reservoir Dredging:** The Service Authority is in the process of obtaining the necessary permits from DEQ and the Army Corps of Engineers in order to proceed with their planned reservoir dredging; which includes the need for a disposal site. As a path of least resistance, Service Authority staff have inquired about use of County

owned property in the Henderson's Store area at 1288 Jenny's Creek in Piney River, for disposal of the dredged sediment. This property is 22.83 acres in size and contains 3 abandoned sewage drying beds that are a little over an acre in size, that would be a very suitable place for the disposition of the dredged sediment. On December 11th, Jeremy Marrs, our Erosion and Sediment Control program manager met with NCSA staff on site to discuss their plans and the County's expectations for project E&S control and compliance, should the County grant its permission. After the site visit Mr. Marrs reported to me that "There did not appear there would be any issues regarding Erosion and Sediment Control if we allowed the Service Authority to use the property for this purpose. There also did not appear this process would create any unwanted damage or liability to any other portions of the property. All applicable applications, documents and fees will need to be attained and approved by our department for the Erosion and Sediment Control portion of the project. The Service Authority and I have already discussed the process and they are aware of what is needed." As you all are aware, the capacity of this reservoir that serves Lovington, Shipman, Colleen, and Piney River is diminished by the build-up of about 1 acre in sediment since its construction in 2004. According to NCSA calculations, dredging this material would restore this capacity by about 2.4 million gallons. Having resolution to the disposal question enables them to proceed in the permitting process. **With the Board's concurrence, I would like to provide the County's written permission for NCSA to use the approximately 1-acre area consisting of the 3 abandoned sewage drying beds on this property, for disposal of the dredged sediment; please advise.**

Mr. Reed noted he had spoken with Jennifer Fitzgerald at the Service Authority. He reported that Ms. Fitzgerald had stated that the report was very accurate. Mr. Reed spoke in his capacity as Chair of the Service Authority Board and noted that the site was perfect and he was in favor of it. Mr. Parr asked what it would smell like. Ms. McGarry noted that they were just dredging sediment from the treated water. Mr. Rutherford was curious on the transportation of materials. Mr. Reed noted that transportation was to be determined. The Board was in consensus to provide permission for the Service Authority to use the 1-acre acre at the County's property on Jenny's Creek.

- E. Route 151 Corridor Study Update:** VDOT has initiated an online public survey on the updated plan that will be live through January 2, 2024. The survey can be found at <https://publicinput.com/151corridoralts>. The survey flyer with this link and a QR Code to access the survey are available on the County's website.
- F. Presidential Primaries:** The County's Registrar has received notice from the Virginia Department of Elections that the Democratic and Republican parties of Virginia have both called for Presidential primaries on March 5, 2024.
- G. DSS Building:** A kickoff meeting with PMA Architects was held last week to review space needs, the budget, and to discuss the process going forward and draft schedule. The next meeting will be held on January 16th to review a preliminary floor plan and to discuss preliminary building interior and exterior design concepts. The preliminary schedule includes presentation of a schematic design and budget to the Board sometime in March, presentation of design development and budget to the Board sometime in June, and then presentation of final design and budget for the Board's approval to bid the project in September; with bids issued sometime in October and received in November. Staff will be working with Davenport and Sands Anderson on financing options and timeframes in the coming months.

Ms. McGarry noted that the delay in construction could be in the County's favor as far as interest rates and costs.

H. Staff Reports: Department and office reports for December have been provided.

2. Board Reports

Mr. Parr:

Mr. Parr had no report.

Mr. Reed:

Mr. Reed reported that the DEQ assessment of Hat and Black Creek was ongoing. He noted that they were going to have a meeting on January 10th that he would miss due to being out of town. He indicated that he had a conversation with a staff person at DEQ regarding Dillard creek being part of an extended watershed which includes Hat and Black Creek. He reported that he learned there had already been some biological monitoring of the Dillard Creek watershed which looked pretty good. He commented that there were elevated phosphorus levels in a few samples, which was normal for the area.

Mr. Harvey:

Mr. Harvey had no report.

Mr. Barton:

Mr. Barton reported that the Jail Board would be meeting on Thursday to consider the interim financing.

Mr. Rutherford:

Mr. Rutherford reported that he attended the TJPDC meeting.

B. Appointments

Thomas Jefferson Water Resources Protection Foundation

Ms. Spivey reported that they were waiting to hear back from Andy Wright. She noted that they were also advertising the position.

Ms. Spivey noted that organizational appointments would take place in January.

C. Correspondence

Ms. McGarry noted the poinsettias had been provided to the Board by the School Board. She reported that they were grown in horticulture department at the high school. She relayed the School Board holiday greetings.

D. Directives

Letter of Thanks to Sheriff Hill

Mr. Barton thanked Sheriff Hill for his 8 years of service. Mr. Barton made a motion to thank Sheriff Hill with a letter of thanks. Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation.

Letter of Thanks to Mr. Barton

Mr. Harvey stated that they needed to thank Mr. Barton for his time that he has put in. Mr. Rutherford made a motion to thank Mr. Barton by letter and Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation.

Mr. Harvey noted that Mr. Barton had been very responsive to the County and he always looked at what was best for the County. Mr. Harvey noted he had enjoyed having Mr. Barton on the Board, and he wished him the best in anything he did. Mr. Barton thanked Mr. Harvey, noting that it meant a lot.

Mr. Rutherford asked about the closed session and when it would be pertinent to include the incoming Board member. Mr. Payne suggested that they wait until the new member was sworn in.

VIII. CLOSED SESSION PURSUANT TO §2.2-3711 (A)(7) & (A)(8)

Mr. Reed moved that the Nelson County Board of Supervisors convene in closed session to discuss the following as permitted by Virginia Code Sections 2.2-3711- (A)(7) - "Consultation with legal counsel and briefings by staff members pertaining to actual litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body" – Litigation pertaining to the Region 2000 Services Authority; and, (A)(8) – "Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter." Mr. Parr seconded the motion and there being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

Supervisors conducted the closed session and upon its conclusion, Mr. Reed moved to reconvene in public session. Mr. Barton seconded the motion and there being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

Upon reconvening in public session, Mr. Reed moved that the Nelson County Board of Supervisors certify that, in the closed session just concluded, nothing was discussed except the matter or matters specifically identified in the motion to convene in closed session and lawfully permitted to be discussed under the provisions of the Virginia Freedom of Information Act cited in that motion. Mr. Parr seconded the motion and there being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

IX. ADJOURN AND CONTINUE – EVENING SESSION AT 7PM

At 6:03 p.m., Mr. Reed made a motion to adjourn and reconvene at 7:00 p.m. and Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion by vote of acclamation and the meeting adjourned.

**EVENING SESSION
7:00 P.M. – NELSON COUNTY COURTHOUSE**

I. CALL TO ORDER

Mr. Rutherford called the meeting to order at 7:00 p.m. with five (5) Supervisors present to establish a quorum.

II. PUBLIC COMMENTS

Houston Bryant and Daniel Campbell

Mr. Bryant stated that he and Mr. Campbell were recent graduates of Nelson County High School and new alumni of the Nelson FFA chapter. He thanked the Board for their immense generosity towards their FFA Chapter. Mr. Bryant noted that over the years he had been in FFA, he thought they were the hardest working students in Nelson County High School out of any extracurricular activity. He commented that the funding from the Board helped them fundraise and go on trips. He reported on the success of their livestock team at the Virginia State Convention and the Big E competition in Massachusetts, where they placed third in both competitions. He noted they worked really hard to earn their achievements. He noted the successes of many Nelson FFA members and their teams. He also spoke on behalf of both the Nelson FFA and the Nelson FFA Alumni chapter to thank the Board for all of their support.

Mr. Rutherford noted they were glad to continue to support the FFA chapter. Mr. Harvey noted that the Board was very proud of them and they would support them.

Ms. Jeri Lloyd had signed up to speak but declined to speak.

There were no others wishing to be recognized.

III. PUBLIC HEARINGS

A. Special Use Permit #1050 - Campground

Consideration of a Special Use Permit application requesting County approval to allow a Campground (six sites) on property zoned A-1 Agricultural. The subject property is located at Tax Map Parcel #16-A-17 at 6973 North Fork Rd in Montebello. The subject property is 100.196 acres and is owned by Lacy Montebello LLC.

Ms. Hjulstrom presented the following:

BACKGROUND: This is a request for a special use permit for a campground use (6 sites) on property zoned A-1 Agriculture.

Location / Election District: 6973 North Fork Road / West District

Tax Map Number(s) / Total Acreage: 16-A-17 / 100.2 +/- total

Engineer Information: Shimp Engineering, P.C. (Justin Shimp), 912 East High Street,

Charlottesville, VA 22902, 434-227-5140, justin@shimp-engineering.com

Owner/Applicant Information: Lacy Montebello LLC (Jerry Bowman), 130 W Plume Street, Norfolk, VA 23510, 757-243-1270, jbowman@evalaw.net

Comments: This property is primarily a wooded lot with an existing dwelling that is occupied by the property's general manager. The applicant and owner is proposing to develop a portion of the property to be utilized for up to six (6) campsites. This number is reduced from the twenty (20) that were requested in the original application.

Major Site Plan #742 for nine (9) cabins (by-right vacation houses) was approved by the Planning Commission on February 22, 2023, and was finalized on April 5, 2023. Currently, four (4) cabins have been constructed. This project is in a different location, although on the same property. These "luxury campsites" are proposed to be tents on deck platforms with access to utilities, accompanied by a bathhouse.

DISCUSSION:

Land Use / Floodplain: This area is residential and agricultural in nature; the majority of this area is wooded and mountainous. Zoning in the vicinity is A-1 Agriculture. There is some floodplain located on the property, although this site is not located within these bounds.

Access / Traffic / Parking: The property is proposed to be accessed by an existing entrance from North Fork Road. VDOT comments indicate that they have no concerns and will focus on the design of the entrance, which would likely fit a low volume or moderate volume commercial entrance. The existing cabins site is accessed by a separate entrance closer to Zinks Mill School Road.

Utilities: The campsites are proposed to have access to water and electricity, with a centrally located bathhouse. According to the narrative, each campsite is assigned one private stall in the bathhouse. Comments from the Health Department indicate they will require engineered design plans for well and septic.

Erosion & Sediment Control: Total disturbed area for this project is shown to be 1.74 acres. This requires an Erosion & Sediment Control Plan to be approved by the Building Inspections Department, and a Stormwater Management Plan to be approved by the Department of Environmental Quality (DEQ). To accommodate an often lengthy DEQ review process, the applicant is requesting an additional year to diligently pursue construction should the request be approved (total of two years from approval date).

Comprehensive Plan: This property is located in an area designated Rural and Farming on the Future Land Use Map, which "would promote agricultural uses and compatible open space uses but discourage large scale residential development and commercial development that would conflict with agricultural uses. The Rural and Farming District would permit small scale industrial and service uses that complement agriculture. Protection of usable farmland should be encouraged. Clustering of any new development in areas of a site without prime or productive soils will enhance the protection of prime or productive soils for future agricultural uses."

Recommendation: At their meeting on October 25, 2023, the Planning Commission voted unanimously (6-0) to recommend denial of SUP #1050 for a campground.

Should the Board of Supervisors consider approval of this SUP request, staff recommends discussion of the following conditions:

1. There shall be no more than six (6) sites.
2. The owner shall have an additional year to establish the use (two years from date of approval).

All applications for Special Use Permits shall be reviewed using the following criteria:

- a. The use shall not tend to change the character and established pattern of development of the area or community in which it proposes to locate;
- b. The use shall be in harmony with the uses permitted by right in the zoning district and shall not affect adversely the use of neighboring property;
- c. The proposed use shall be adequately served by essential public or private services such as streets, drainage facilities, fire protection and public or private water and sewer facilities; and
- d. The proposed use shall not result in the destruction, loss or damage of any feature determined to be of significant ecological, scenic or historic importance.

Ms. Hjulstrom noted there were two (2) additional houses included in the site plan but they were by-right.

The Board had no questions for Ms. Hjulstrom.

Applicant and Project Engineer, Justin Shimp was present for the public hearing. Property owner Jerry Bowman was not present.

Mr. Shimp introduced Chris Bowman who resided on the property, which was owned by his father, Jerry Bowman. Mr. Shimp indicated that Chris Bowman managed the cabins, and he would also manage the campsites. He indicated that the sites were two person sites and they would stay for a maximum of three nights. He noted that there would not be a lot of people on the property. He indicated that they would be developing 2.7 acres out of 100 acres. He showed the cabin location and the tent sites. Mr. Shimp explained that the luxury campsites would be a platform with a tent. He noted that they were not all season tents, they would be used during fair weather months.



Mr. Shimp indicated that he lived in Afton and had two Airbnbs visible from his porch, noting that they were quieter than he was at his home. He noted there were concerns about the idea of short term rentals and people coming in. He commented that he thought the experience was that they were not high impact uses. He reported that the closest house was 715 feet away. He explained that the site was halfway up the mountain on an existing cleared location. Mr. Shimp indicated that the people on the property behind them would not have a view of the sites. He explained that private bathrooms would be located in the center of the 6 campsites. He also noted the two cabin locations shown at the top left of the site drawing (2 orange rectangles to the top right of site layout shown).

Mr. Shimp discussed the various other lodging options in the area, noting that there were 43 Airbnbs in the area, along with Montebello Resort (7 cabin sites, 38 RV sites, and 48 tent sites) and Crabtree Falls Campground as two examples. He commented that Crabtree Falls Campground was right by the road, and he noted that the proposed project he was discussing was about 1,000 feet from the road. He noted that the sites could only be accessed by car or truck, no one was going to be bringing an RV in there. He showed an image of the proposed tent set up.



Mr. Shimp explained that the cabins were built on piers so there was no grading done. He noted that the same would be done with the tent sites and they would essentially be building right on the grade. He estimated that they would be clearing about an acre of trees to build 6 tents where no one could see them. He commented that he did not think that was out of character with the neighborhood. Mr. Shimp noted that he had driven North Fork road a few times, and it not a great road. He indicated that they were about one-quarter mile from Zinks Mill School Road and there were places along that stretch of road where two vehicles could pass. He noted that it was not a significant development and it was using very little property. He noted that the proposed use, if implemented, would dis-incentivize other by right uses that would be more impactful. He commented that they could clear cut the mountainside, or do a subdivision of ten (10) lots, both of which would have significant environmental impact. He noted that it would probably be one of the smallest campgrounds in the area that already exist.

Mr. Chris Bowman reported that he resided on the property in Montebello. He stated that it was not going to be an RV campground. He indicated that the site was about four-tenths of a mile from North Fork Road and the site could not be seen from North Fork Road. He explained that the site was 400 feet up the mountain and hidden behind trees. He noted that by-right they could build cabins, but they were trying to reduce environmental impact by having the campsites and reduce costs.

Mr. Barton asked how many campsites were initially proposed. Mr. Shimp noted it had originally been 20 campsites but was scaled back to 6 campsites. Mr. Barton asked why they reduced the number of sites. Mr. Shimp commented that there had been a thought that the project would be phased, but he noted people's concerns and they scaled it back to show that it was not an issue, before they asked to expand. Mr. Bowman noted that Planning Commission had suggested 6 sites after the fact.

Mr. Rutherford opened the public hearing.

Jeri Lloyd - Afton, VA

Ms. Lloyd stated that she, along with 29 other letters in the packet, was also opposed to the project. She referenced the application for the special use permit where it was indicated that the project would do something about long term housing. She noted this was a short term rental and the project would not have an impact on long term housing at all. She indicated that the roads being discussed were one lane roads.

She noted concerns of fire at the glamping sites, particularly with the flue and fireplace in the tent. She commented that glamping was supposed to be expensive and glamorous, it was not affordable. Ms. Lloyd noted that there were supposed to be separate restroom facilities but people could pick locks. She indicated that the project would impact the road, and there would be problems with being able to get in and out for fire and rescue. She noted that the application said 1.74 acres and the developer mentioned 2.1 acres and some change. She asked how much more would be put on the mountain. She commented that the developer had projects in the County that he had not even finished.

Don Forscyth - Montebello, VA

Mr. Forscyth commented that he would see everything they built on that property. He noted that if he had more time, he could probably dispute everything that had been said about the project. He noted the four (4) criteria set by the Planning Commission. He commented that it was a residential area where they were trying to put a commercial business. He noted that it would impact their neighborhood, property values, way of life, infrastructure and road use. He commented that they loved being on the mountain, and liked the solitude. He indicated that there would be impacts to the environment. He commented that he would have to share an aquifer with the place, noting that he would be drawing his water from the same place where they would be dumping their sewage into. He suggested that it was a bad idea for that location. He commented that he would rather see the campground somewhere zoned for a commercial establishment.

Wade Lanning - Montebello, VA

Mr. Lanning noted that his property had been in his family since 1962, so he had been there many years. Mr. Lanning stated that he and his wife were strongly opposed to approval of the permit. He noted that they had numerous concerns related to traffic safety issues and issues with the draft Comprehensive Plan for the County. He described upper North Fork Road, noting that the dwellings were sparse, there were quiet conditions, and low traffic. He commented that the application listed that there could be up to 32 trips per day to the proposed campground. He noted that with the nine (9) cabins already approved, there could be up to 68 trips per day on North Fork Road. He reported that there were narrow sections of North Fork that were only wide enough for one vehicle. He noted that according to the applicant, a vehicle may have to back up as much as 600 feet to find a place to pass. He indicated that there were blind turns just near the campground. He emphasized that the additional traffic on the narrow road with blind turns could critically impact emergency response times. He stated that the development did not appear to align with the portion of the Comprehensive Plan regarding rural preservation. He reported that there were currently about 40 dwellings along the 7 miles of North Fork Road, with most located within 2 miles of the Route 56 entrance. He estimated that 20 of those homes were recreational homes, of which about six (6) were short term rentals. He noted that project, along with the nine (9) cabins already approved, there were 17 short term rentals planned by the applicant, which was almost three (3) times as many existing. He noted that there needed to be consideration for the impact on the adjoining landowners and residents in the area. Mr. Lanning asked the Board to deny the special use permit application. He suggested that until the Comprehensive Plan and code revisions were completed, a moratorium should be placed on short term rental construction in the Montebello area, including the five (5) remaining cabins that had not yet been built by the applicant. He asked to update the Comprehensive Plan to address specifically address overgrowth in the area.

Charles Kaye - Montebello, VA

Mr. Kaye stated that he and his wife, Sarah, owned two lots, both adjacent to the proposed project. He noted that it was very disconcerting for the applicants to change the plan between the two (2) meetings from 20 sites to six (6) sites. He indicated that the project was a bad idea and noted the number of people who had written and who were present that evening. He stated that the only person who wanted the project and would benefit from it was the developer. He commented that glamping was camping, and he noted the

usual issues with camping were theft, traffic, light and noise pollution. He noted that the applicant claimed the project would provide employment for the area. He commented that may be true in the short term during construction, but from what he understood, the family would be running it. He noted that the family had never run a campground before. He noted that the claim of alleviating the housing shortage in the area was ridiculous. He stated that there were multiple campgrounds in area and none were ever full, except on major holidays, so he did not see what need they would be meeting. He noted that the claim that the project would add to Nelson County revenue, was most likely not true. Mr. Kaye cited a Perdue University study which showed that most all new development had a negative impact, requiring an increase in property taxes. He explained that from the top of his property, he would have a line of sight to whole project. He noted that the intersection at Route 56 had a blind exit from both directions. He noted possible trespassing issues on his property and potential lawsuits from injured trespassers. Mr. Kaye noted his primary concern was the risk of wildfire. He asked the Board to say no to the project.

There were no others wishing to speak and the public hearing was closed.

Mr. Shimp commented that by building these type of units, it did alleviate pressure on housing in the County. He noted that there were many houses that had been converted from family homes to short term rentals. He commented that it sounded like many of folks on North Fork Road had already done that. He noted that VDOT had no issues. Mr. Shimp explained that new 1.7 acres was for the tents plus the one (1) acre previously used for the cabins, which was 2.73 acres roughly, out of 100 acres. He thought it was a good project and hoped that the Board would support it.

Mr. Chris Bowman noted the traffic concerns and reiterated that they were located one-quarter mile down North Fork Road and the people concerned about that lived further down the road. He commented that they all received deliveries from UPS and Amazon daily with no issues.

Mr. Reed asked what the distance was from North Fork Road to the entrance to Route 56. Mr. Bowman estimated it was 1.25 miles to Route 56.

The Board had no other questions.

Mr. Barton understood that camping could be low impact but it was a commercial venture in a residential area. He concurred with the Planning Commission who voted 6-0 against recommending the special use permit. Mr. Barton noted he meant to vote against it.

Mr. Reed noted his vote on Planning Commission was to deny the application. He indicated that he had visited the site and driven on North Fork. He commented that it was hard to understand how VDOT did not see it to be a transportation problem. Mr. Reed indicated the he remained not in favor.

Mr. Harvey commented that he did not really have a lot of problem with it. He noted that it was in the mountains, and there were multiple places like it. He pointed out that it was a great alternative to what they could do, which would be to ask for two (2) acre lots. He did not think he would have a lot of problem with it.

Mr. Parr noted that he appreciated the opportunity they had for by-right use and he understood what they could do with the property. He indicated that he was hesitant and the biggest reason for him not supporting it was because they were in the middle of the Comprehensive Plan process and new zoning ordinances, so he was hesitant to approve special use permits at this point. He stated that he realized that they did have by-right use of the property, and that did not come into play for this special use permit request.

Mr. Rutherford noted that he was always sympathetic of impacts, and he concurred with the preservation of rural character. Mr. Rutherford commented that times changed and areas changed. He thought it was important to have perspective. He pointed out that the by-right use on 100 acres was quite a bit. He noted they could clear cut it or subdivide it. He noted if the consensus of the Board was to disapprove, he would disapprove it. He suggested that everyone should be active in the Comprehensive Plan and the ordinances that would follow it and how they would determine things that were by-right. He reiterated that the applicant had a lot of by-right options. He noted that people had valid perspective and concerns.

Mr. Barton made a motion to deny **Special Use Permit #1050** and Mr. Parr seconded the motion. There being no further discussion, Supervisors voted (4-1) by roll call vote to approve motion, with Mr. Harvey voting no.

B. Ordinance O2023-07 – Amendment to Chapter 11, Taxation, Article II, Division 2 Exemptions for Elderly and Disabled

The purpose of the public hearing is to receive public input on an Ordinance proposed for passage to amend Chapter 11, Taxation, Article II, Division 2 Exemptions for Elderly and Disabled. Proposed amendments to **Section 11-43 Restrictions and Conditions**, would increase the maximum owners' total combined income from \$50,000 to \$75,000; and the maximum owners' total net worth would increase from \$100,000 to \$125,000. The proposed amendments to **Section 11-48 Determination of exemption**, would update the income and net worth numbers to reflect the changes made to Section 11-43.

Ms. McGarry provided a presentation on proposed Ordinance O2023-07. She reviewed the Virginia State Code Authority §58.1-3210 and §58.1-3212.

Ms. McGarry reported that Commissioner of Revenue Pam Campbell had requested that the Board review the Real Estate tax exemptions for the Elderly and Disabled, in which Ms. Campbell had noted that the rates had not been changed in 16 years, since 2007 while values had increased significantly. Ms. McGarry reviewed the following changes recommended by Ms. Campbell to be effective for the 2024 tax year:

- Raising the maximum income threshold from \$50,000 per year to \$75,000 per year
- Raising the maximum net worth threshold from \$100,000 per year to \$125,000 per year

Ms. McGarry reported that the Board of Supervisors authorized the public hearing on the proposed County Code amendments on November 16, 2023, via adoption of Resolution R2023-70. Ms. McGarry confirmed that the public hearing notice was published in the November 30, 2023 and December 7, 2023 editions of the Nelson County Times, in compliance with State Code §15.2-1427.

Ms. McGarry reviewed Chapter 11, Taxation, Article II Division 2 Exemptions for Elderly and Disabled and showed the proposed amendments to the County Code on the screen. She reported that the current tax revenue value of the existing tax exemption for the 2023 tax year was \$123,262. She indicated that the financial impact of the proposed changes was uncertain as there was no way of knowing how they would impact citizen eligibility or how many eligible citizens would apply and be approved for relief.

Mr. Rutherford opened the public hearing.

Jeri Lloyd - Afton, VA

Ms. Lloyd noted she had some questions. She asked about the value of not more than one (1) acres of property, if the person lived on two (2) acres. Ms. McGarry clarified that it would only be one (1) acre of exemption.

Philip Purvis - Shipman, VA

Mr. Purvis stated that they needed to do all they could to support disabled people, noting they were looking at hard times. He commented that they needed to look out for elderly and disabled. He wished it was more than just one (1) acre. Mr. Purvis stated that he would like to see the Board do what they could to support the elderly and disabled.

There were no others wishing to speak and the public hearing was closed.

Mr. Reed moved to approve **Ordinance O2023-07** as presented. Mr. Barton seconded the motion. There being no further discussion, Supervisors approved the motion (4-1) by roll call vote, with Mr. Harvey voting no, and the following ordinance was adopted:

ORDINANCE O2023-07
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF THE CODE OF NELSON COUNTY, VIRGINIA
CHAPTER 11, TAXATION, ARTICLE II, DIVISION 2
EXEMPTIONS FOR ELDERLY AND DISABLED

*DIVISION 2. EXEMPTIONS FOR ELDERLY
AND DISABLED¹*

Sec. 11-41. Authorization.

Pursuant to the provision of Section 58.1-3210 et seq. of the Code of Virginia the governing body for Nelson County hereby adopts this division for the exemption from taxation of real estate which is owned by and occupied as the sole dwelling of any person sixty-five (65) years of age or any person permanently and totally disabled as defined herein.

(Res. of 7-9-91)

Sec. 11-42. Administration.

The real estate tax exemption shall be administered by the Commissioner of Revenue for Nelson County according to the provisions of this division. The commissioner of revenue is hereby authorized and empowered to prescribe, adopt, promulgate and enforce such rules and regulations in conformance with the provisions of the Code of Virginia, Title 58.1, Chapter 32, including an affidavit setting forth (i) the names of the related persons occupying such real estate and (ii) that the total combined net worth, including equitable interest and a combined

¹Editor's note(s)—A resolution adopted July 9, 1991, deleted former Div. 2, §§ 11-41—11-45, relative to exemptions for elderly and disabled, and enacted a new Div. 2 to read as herein set out. The provision of former Div. 2 derived from §§ 1—5 of an ordinance adopted May 10, 1977, and resolutions adopted Feb. 8, 1983; Feb. 9, 1988; and May 9, 1989.

income from all sources of the person specified in section 11-43 do not exceed the limits prescribed herein. The commissioner may make other reasonable necessary inquiry of persons seeking such exemption, requiring answers under oath, to determine qualifications as Specified herein, including qualification as permanently and totally disable. The commissioner may request the applicant to submit certified tax returns to establish the income or financial worth of any application for tax relief.

(Res. of 7-9-91)

Amend

Sec. 11-43. Restrictions and conditions.

Any exemption from real estate taxes shall be subject to the following:

- (1) Such real estate shall be owned by, and be occupied as the sole dwelling of anyone (i) at least sixty-five (65) years of age or (ii) found to be permanently and totally disabled as defined below. A dwelling jointly held by a husband and wife, with no other joint owners, may qualify if either spouse is sixty-five (65) or over or is permanently and totally disabled. For purposes of this division, the term "permanently and totally disabled" shall mean unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment or deformity which can be expected to result in death or can be expected to last for the duration of such person's life.
- (2) For purposes of this division, the applicant must be (i) at least age sixty-five (65) as of May 15 of the taxable year for which an application is made or (ii) is permanently and totally disabled. Under subsection (1), real property owned and occupied as the sole dwelling of an eligible applicant includes real property (i) held by the applicant alone or in conjunction with his spouse as tenant or tenants for life or joint lives, (ii) held in a revocable inter vivos trust over which the applicant or the applicant and his spouse hold the power of revocation, or (iii) held in an irrevocable trust under which an applicant alone or in conjunction with his spouse possesses a life estate or an estate for joint lives or enjoys a continuing right of use or support. The exemption is not applicable to any interest held under a leasehold or term of years. For purposes of this division, any reference to real estate shall include manufactured homes.
- (3) The total combined income received from all sources during the preceding calendar year by:
 - a. Owners of the dwelling used as their principal residence; and
 - b. Owners' relatives who live in the dwelling shall not exceed ~~fifty thousand dollars (\$50,000.00)~~ **seventy-five thousand dollars (\$75,000)** provided, however, that the amount of six thousand dollars (\$6,000.00) of income of each relative who is not a spouse of the owner living in the dwelling and who does not qualify for the exemption provided in subsection (4) hereof shall not be included in the total combined income calculation, and further provided that the amount of six thousand dollars (\$6,000.00) income for an owner who is permanently disabled shall not be included in such total.
- (4) The income of owners' relatives living in the dwelling and providing bona fide caregiving services to the owner whether such relatives are compensated or not, shall not be counted towards the income limit set forth in the preceding subsection.
- (5) The net combined financial worth, including the present value of all equitable interest, as of December 31 of the immediately preceding calendar year, of the owners, and the spouse of any owner, excluding the value of the dwelling and not more than one (1) acre of land upon which it is situated, and the furniture, household appliances and other items typically used in a home, shall not exceed ~~one hundred thousand dollars (\$100,000.00)~~ **one hundred twenty-five thousand dollars (\$125,000)**.

(Res. of 7-9-91; Res. of 5-11-93; Ord. of 3-11-97; Ord. of 12-10-02; Ord. No. O2007-010, 11-15-07; Ord. No. O2016-07, 11-8-16)

Sec. 11-44. Application of exemption.

Application for exemption shall be filed between January 2 to February 15 of each year with the commissioner of revenue on forms supplied by that office which will include an affidavit setting forth, inter alia, (i) names of related persons occupying such real estate and a combined net worth, including equitable interest, and a combined income from all sources of the persons specified in section 11-43.

(Res. of 7-9-91; Ord. of 12-14-99)

Sec. 11-45. Absence from residence.

The fact that persons who are otherwise qualified for tax exemptions reside in hospitals, nursing homes, convalescent homes or other facilities for physical or mental care for extended periods of time shall not be construed to mean that the real estate for which tax exemption is sought does not continue to be the sole dwelling of such persons during such extended periods of other residence so long as such real estate is not used by or leased to others for consideration.

(Res. of 7-9-91)

Sec. 11-46. Notice.

The Treasurer of Nelson County is hereby directed to include written notice, in each real estate tax bill, of the terms and conditions of this local real estate tax exemption. In addition, the treasurer shall give notice by advertisement of the real estate tax exemption program for two (2) consecutive weeks in a newspaper having a general circulation in Nelson County.

(Res. of 7-9-91)

Sec. 11-47. Change in circumstances.

Changes in income, financial worth, ownership of property or other factors occurring during the taxable year for which an affidavit is filed and having the effect of exceeding or violating the limitations provided herein shall nullify the exemption for the remainder of current taxable year and the taxable year immediately following.

Any change in the ownership of real property to a spouse that results solely from the death of the qualifying individual, or the sale of such property, shall result in a proration of the exemption from the date of sale for the current taxable year. Such prorated portion shall be determined by multiplying the amount of the exemption by a fraction wherein the number of complete months of the years such property was properly eligible for exemption is the numerator and the number twelve (12) is the denominator.

(Res. of 7-9-91)

Amend

Sec. 11-48. Determination of exemption.

The percentage of exemption available to an owner or owners qualified pursuant to section 11-43 shall be determined from the following table. The minimum exemption is ten (10) percent and the maximum, eighty (80) percent.

\$ Income	\$ Net Worth				
	0—20,000	20,001—	40,001—	60,001—	80,001—

		40,000	80,000	80,000	100,000
0—12,500	80%	70%	60%	50%	40%
12,501— 25,000	70%	60%	50%	40%	30%
25,001— 37,500	60%	50%	40%	30%	20%
37,501— 50,000	50%	40%	30%	20%	10%

\$ Income	\$ Net Worth				
	0—25,000	25,001— 50,000	50,001— 75,000	75,001— 100,000	100,001— 125,000
0—18,750	80%	70%	60%	50%	40%
18,751— 37,500	70%	60%	50%	40%	30%
37,501— 56,250	60%	50%	40%	30%	20%
56,251— 75,000	50%	40%	30%	20%	10%

(Ord. No. O2007-010, 11-15-07)

Secs. 11-49—11-60. Reserved.

BE IT FURTHER ORDAINED, that this ordinance becomes effective January 1, 2024.

IV. OTHER BUSINESS (AS PRESENTED)

A. Local Burn Ban

The Board discussed removing the burn ban. Mr. Rutherford noted it had rain a lot and the Fire Departments and Department of Forestry were good with it. Mr. Parr noted he had reached out to folks and gotten support for rescinding the burn ban. He indicated that there had been a few concerns but overall there was support for removing the ban. Mr. Rutherford noted that there was always an opportunity to call a special meeting if the need for another burn ban existed. Mr. Parr reported that Amherst had just lifted their ban also. Ms. McGarry indicated that the Extension office supported lifting the ban also.

Mr. Parr moved to adopt **Resolution R2023-80** and Mr. Barton seconded the motion. There being no further discussion, Supervisors approve the motion unanimously (5-0) by roll call vote and the following resolution was approved:

**RESOLUTION R2023-80
NELSON COUNTY BOARD OF SUPERVISORS
TERMINATION OF LOCAL DROUGHT EMERGENCY AND
BAN ON OPEN AIR BURNING**

BE IT RESOLVED, by the Nelson County Board of Supervisors that in its judgement, the County has received significant rainfall that has decreased the fire risk that prompted enactment of Resolution R2023-74 Declaration of Local Drought Emergency and Emergency Ordinance 2023-01 Local Burn Ban, and

BE IT FURTHER RESOLVED, that the Nelson County Board of Supervisors hereby deems that all necessary emergency actions have been taken and the ban on open air burning enacted in Ordinance O2023-01, is hereby terminated effective immediately.

Ms. McGarry noted that the rescension of the burn ban was effective immediately.

V. ADJOURNMENT

Mr. Barton stated that he had enjoyed working with everyone and he noted that they had Nelson County at heart. He noted that they really needed a place to gather as a community, and he asked that everyone think about it.

Mr. Rutherford noted it had been a pleasure and Mr. Barton had contributed a lot in his four years.

At 8:03 p.m., Mr. Harvey moved to adjourn the meeting and Mr. Parr seconded the motion. There being no further discussion, Supervisors voted to approve the motion by vote of acclamation and the meeting adjourned.



BOARD OF SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District

CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-14
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2023-2024 BUDGET
March 12, 2024

I. Appropriation of Funds (General Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account(+)</u>
\$ 15,000.00	3-100-003303-0055	4-100-032010-5508
\$ 66,524.00	3-100-002404-0015	4-100-032020-5648
\$ 18,321.68	3-100-002404-0002	4-100-032020-5650
\$ 2,763.80	3-100-002404-0001	4-100-031020-5419
\$ 4,613.63	3-100-002404-0009	4-100-022010-1006
\$ 10,765.12	3-100-003303-0036	4-100-022010-1006
\$ 30,000.00	3-100-001899-0030	4-100-081020-7056
<hr/>		
\$ 147,988.23		

II. Transfer of Funds (General Fund Non-Recurring Contingency)

<u>Amount</u>	<u>Credit Account (-)</u>	<u>Debit Account (+)</u>
\$ 10,000.00	4-100-999000-9905	4-100-091030-5617
\$ 11,000.00	4-100-999000-9905	4-100-091030-5617
\$ 20,531.91	4-100-999000-9905	4-100-091050-7014
\$ 23,022.68	4-100-999000-9905	4-100-091050-7085
<hr/>		
\$ 64,554.59		

Adopted: March 12, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors

EXPLANATION OF BUDGET AMENDMENT:

I. Appropriations are the addition of unbudgeted funds received or held by the County for use within the current fiscal year budget. These funds increase the budget bottom line.

The **General Fund Appropriations of \$147,988.23** reflect requests of (1) **\$15,000.00** appropriation request for FY23 Emergency Management Performance Grant award funds for use in FY24 (50% local match); (2) **\$66,524.00** appropriation request for annual FY24 Fire Funds received from Virginia Department of Fire Programs; (3) **\$18,321.68** appropriation request for FY23 Four-For-Life annual funds received in FY24 for disbursement to Nelson EMS Council for emergency services; (4) **\$2,763.80** appropriation request for FY24 Sheriff's asset forfeiture funds received; (5) **\$4,613.63** appropriation request for FY23 Victim Witness state grant funds received for in FY24; (6) **\$10,765.12** appropriation request for FY23 Victim Witness federal grant funds received in FY24; (7) **\$30,000.00** appropriation request for GO Virginia Wine Industry Planning Grant match funds to be provided by Albemarle and Fauquier Counties. *Total appropriation request for this period is below the 1% of expenditure budget limit of \$758,048.63 for March.*

II. Transfers represent funds that are already appropriated in the budget but are moved from one line item to another. Transfers do not affect the bottom line of the budget. Transfers from General Fund Non-Recurring Contingency in the amount of \$64,554.59 are requested as follows: (1) \$10,000.00 is requested to cover July 4th celebration sponsorship at Oak Ridge Estate (as approved by the Board of Supervisors on February 13, 2024); (2) \$11,000.00 is requested to cover the Lovingson Fire Department fireworks display on July 4th (not to exceed this amount, also approved on February 13, 2024); (3) \$20,531.91 is requested to cover emergency costs of newly implemented ADA access upgrades at polling precincts prior to election; (4) \$23,022.68 is requested to cover cost of Stryker Power Lift Cot for Nelson Emergency Services ambulance, after applying \$8,020.00 available balance in that account line. *Following approval of these expenditures, the balance of Non-Recurring Contingency would be \$163,725.77.*



Virginia Department of Emergency Management

9711 Farrar Court, Suite 200
North Chesterfield, VA 23236

SUBAWARD AGREEMENT

Page 1 of 3

1. SUBRECIPIENT NAME AND ADDRESS:

Nelson County

84 Courthouse Square

Lovington, Virginia 22949

4a. SUBAWARD ID NUMBER: 68

4b. Federal Award ID: EMP-2023-EP-00006

5. SUBAWARD DATE:

6. PROJECT PERIOD: Jul 1, 2023 to Jun 30, 2024

BUDGET PERIOD: Jul 1, 2023 to Jun 30, 2024

7. TOTAL AMOUNT OF THIS SUBAWARD:

\$15,000.00

2. SUBRECIPIENT UEI Number:

XSCRKWJHKVQ5

SUBRECIPIENT EIN:

54-6001441

8. FEDERAL AMOUNT OF THIS SUBAWARD:

\$7,500.00

9. SUBRECIPIENT NON-FEDERAL COST SHARE REQUIREMENT: \$7,500.00

10. INDIRECT COST RATE (If applicable):

3. PASS-THROUGH ENTITY: Virginia Department of Emergency Management

SUBAWARD NAME:

2023 Emergency Management Performance Grant

CFDA:

97.042 - Emergency Management Performance Grant EMPG

U.S. Department of Homeland Security (DHS)

Federal Emergency Management Agency (FEMA)

11. STANDARD TERMS AND CONDITIONS & SPECIAL CONDITIONS

The above subaward is approved subject to the 2023 Department of Homeland Security (DHS) Standard Terms and Conditions and VDEM Special Conditions found here: [DHS Terms and Conditions 2023](#)

12. APPROPRIATION AUTHORITY FOR GRANT

The project is supported under the *Department of Homeland Security Appropriations Act, 2023 (Public Law No. 117-328)*.

13. METHOD OF PAYMENT

Commonwealth of Virginia Cardinal Accounting System

AGENCY APPROVAL

SUBRECIPIENT ACCEPTANCE

14. TYPED NAME AND TITLE OF APPROVING VDEM OFFICIAL

Cheryl Adkins
Chief Financial Officer

16. NAME AND TITLE OF AUTHORIZED OFFICIAL

Candy McGarry
County Administrator

15. SIGNATURE OF APPROVING VDEM OFFICIAL

Cheryl Adkins

17. SIGNATURE OF AUTHORIZED SUBRECIPIENT OFFICIAL

Candy McGarry

18. DATE: 1/25/2024



Virginia Department of
Emergency Management
9711 Farrar Court, Suite 200
North Chesterfield, VA 23236

SUBAWARD AGREEMENT

Page 2 of 3

Subaward Name: **2023 Emergency Management Performance Grant**

Subaward Date:

SPECIAL CONDITIONS

1. The Subrecipient shall comply with the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at 2 CFR Part 200, and adopted by DHS at 2 CFR Part 3002 and the U.S. Department of Homeland Security Grant Program (HSGP) Notice of Funding Opportunity (NOFO).
2. The Subrecipient agrees to permit the pass-through entity and auditors to have access to its records and financial statements as necessary for the pass-through entity to meet the requirements of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at 2 CFR Part 200.
3. The Subrecipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of FEMA.
4. The Subrecipient shall comply with the indirect costs provisions of 2 CFR § 200.414. With the exception of subrecipients who have never received a negotiated indirect cost rate as described in 2 C.F.R. § 200.414(f), subrecipients must have an approved indirect cost rate agreement with their cognizant federal agency to charge indirect costs to this subaward.
5. In the event VDEM determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, the Subrecipient will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate Subrecipient acceptance of the changes to the award.
6. Subrecipients proposing projects that have the potential to impact the environment, including but not limited to construction of communication towers, modification or renovation of existing buildings, structures and facilities, or new construction including replacement of facilities, **must** participate in the FEMA Environmental Planning and Historic Preservation (EHP) review process. Subrecipients must comply with all conditions placed on the project as the result of the EHP review. Any change to the approved project scope of work will require re-evaluation for compliance with these EHP requirements. If ground disturbing activities occur during project implementation, the Subrecipient must ensure monitoring of ground disturbance, and if any potential archeological resources are discovered, the Subrecipient will immediately cease construction in that area and notify FEMA and the State Historic Preservation Office. Any construction activities that have been initiated without the necessary EHP review and approval will result in a non-compliance finding and will not be eligible for FEMA funding.
7. The Subrecipient agrees that federal funds under this award will be used to supplement, not supplant, state or local funds for emergency preparedness.



Virginia Department of Emergency Management

9711 Farrar Court, Suite 200
North Chesterfield, VA 23236

SUBAWARD AGREEMENT

Page 3 of 3

Subaward Name: **2023 Emergency Management Performance Grant**

Subaward Date:

8. The Subrecipient agrees that all publications created with funding under this grant shall prominently contain the following statement: "This document was prepared under a grant from FEMA's Grant Programs Directorate, U.S. Department of Homeland Security. Points of view or opinions expressed in this document are those of the authors and do not necessarily represent the official position or policies of FEMA's Grant Programs Directorate or the U.S. Department of Homeland Security."

9. The Subrecipient agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: "Purchased with funds provided by the U.S. Department of Homeland Security."

10. The Subrecipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but limited to, the provision of any information required for the assessment or evaluation of any activities within this project.

11. The Subrecipient must submit a Quarterly Progress Report for every quarter of the period of performance, including partial calendar quarters, as well as for periods where no grant activity occurs. Reports are due within fifteen (15) days following the end of the quarter. A Final Progress Report is due thirty (30) days after the end date of the performance period. Failure to provide this information may result in VDEM withholding grant funds from further obligation and expenditure and prevent future awards to the Subrecipient.

12. National Incident Management System (NIMS) Implementation Compliance

In accordance with HSPD-5, the adoption of the NIMS is a requirement to receive federal preparedness assistance through grants, contracts, and other activities. No federal funds will be released to the primary grantee and any other entity participating and benefiting in this project if this requirement has not been met. In the event of a Corrective Action Plan submitted, VDEM/SAA will determine if the Subrecipient has made sufficient progress to disburse funds.

13. All conferences and workshops using federal preparedness funds must pertain to the project being funded. The Subrecipient agrees to submit a Trip Report when using federal funds to attend a conference or workshop. Failure to do so will result in a delay of payment until received.

14. The Subrecipient agrees that under program guidelines, travel expenses are allowable for approved training, planning, administrative, and exercise activities following local, state, and federal guidelines. Prior to traveling for these activities outside of contiguous United States (OCONUS) as well as to Canada and Mexico, preapproval is required by the state and FEMA through the SAA office.

Please reference 2 CFR 200.403, in regard to reasonableness when considering requests for travel of this type. Where applicable, you should also reference the following regarding travel: the Western Hemisphere Travel Initiative (http://www.dhs.gov/files/programs/gc_1200693579776.shtm).

COPY



COMMONWEALTH of VIRGINIA

Brad Creasy
EXECUTIVE DIRECTOR

Nicholas Nanna
DEPUTY DIRECTOR

Virginia Department of Fire Programs

Theresa Hunter
Chief of Administration

February 29, 2024

125

Candice W. McGarry
County Administrator, Nelson County
P.O Box 336
Lovingston, VA 22949

Dear County Administrator McGarry:

Enclosed is the signed FY-2024 Fire Programs Fund Disbursement Agreement for your files.

The Virginia Department of Fire Programs (VD FP) is in receipt of the jurisdiction's FY-2023 Annual Report. The jurisdiction will be receiving 100% of its FY-2024 Allocation in the next funds disbursement scheduled for Friday, March 15, 2024.

The annual submission of supporting documentation such as invoices and/or receipts are not required but highly recommended for expenses listed on the annual report.

Please be advised that starting in 2019 VD FP began routine audits of the localities ATL grant files. Localities selected to be audited will be notified directly with instructions on the information required and submission details.

If you have any questions, feel free to contact me at my office 804-249-1954 or via email at Deshaun.Steele@vdfp.virginia.gov.

Respectfully,

A handwritten signature in black ink, appearing to read "Deshaun Steele, Jr.", written over a horizontal line.

Deshaun Steele, Jr.
Grants Analyst

Enclosure

Virginia Total		322	8,631,393	\$ 40,530,830		0
Description	FIN	FIPS Code	Population ²	FY 2024 Allocation 06/30/23	PAYMENT (100%)	Transfer (Quarter)
Louisa Co.	0000053902	109	35,139	\$ 158,212	\$ -	
Lunenburg Co.	0000053227	111	9,090	\$ 40,927	\$ -	
Madison Co.	0000065252	113	13,632	\$ 61,377	\$ -	
Mathews Co.	0000052038	115	8,533	\$ 38,419	\$ -	
Mecklenburg Co.	0000050100	117	21,314	\$ 95,965	\$ -	
Middlesex Co.	0000111460	119	10,133	\$ 45,623	\$ -	
Montgomery Co.	0000050705	121	31,547	\$ 142,039	\$ -	
Nelson Co.	0000053203	125	14,775	\$ 66,524	\$ -	(CFIR)
New Kent Co.	0000052040	127	22,945	\$ 103,309	\$ -	
Northampton Co.	0000052041	131	8,231	\$ 37,060	\$ -	
Northumberland Co.	0000052042	133	11,766	\$ 52,976	\$ -	
Nottoway Co.	0000053332	135	9,611	\$ 43,273	\$ -	
Orange Co.	0000050424	137	29,972	\$ 134,948	\$ -	
Page Co.	0000054904	139	14,689	\$ 66,137	\$ -	
Patrick Co.	0000052044	141	16,177	\$ 72,836	\$ -	
Pittsylvania Co.	0000050289	143	56,692	\$ 255,253	\$ -	
Powhatan Co.	0000053856	145	30,333	\$ 136,573	\$ -	
Prince Edward Co.	0000050662	147	14,875	\$ 66,974	\$ -	
Prince George Co.	0000053261	149	43,010	\$ 193,651	\$ -	
Prince William Co.	0000055571	153	473,367	\$ 2,131,314	\$ -	
Pulaski Co.	0000054816	155	22,133	\$ 99,653	\$ -	
Rappahannock Co.	0000111465	157	7,262	\$ 32,697	\$ -	
Richmond Co.	0000106394	159	7,286	\$ 32,805	\$ -	
Roanoke Co.	0000050429	161	88,870	\$ 400,133	\$ -	
Rockbridge Co.	0000065811	163	21,260	\$ 95,722	\$ -	
Rockingham Co.	0000054078	165	62,064	\$ 279,440	\$ -	
Russell Co.	0000054782	167	21,106	\$ 95,029	\$ -	
Scott Co.	0000053650	169	17,511	\$ 78,843	\$ -	
Shenandoah Co.	0000052023	171	25,726	\$ 115,830	\$ -	
Smyth Co.	0000050759	173	20,737	\$ 93,367	\$ -	
Southampton Co.	0000050178	175	15,328	\$ 69,014	\$ -	
Spotsylvania Co.	0000055945	177	140,032	\$ 630,488	\$ -	
Stafford Co.	0000054931	179	156,927	\$ 706,557	\$ -	
Surry Co.	0000055792	181	5,797	\$ 30,000	\$ -	
Sussex Co.	0000050427	183	7,772	\$ 34,993	\$ -	
Tazewell Co.	0000060489	185	24,249	\$ 109,180	\$ -	
Warren Co.	0000050002	187	25,716	\$ 115,785	\$ -	
Washington Co.	0000057281	191	43,238	\$ 194,677	\$ -	
Westmoreland Co.	0000070476	193	14,236	\$ 64,097	\$ -	
Wise Co.	0000046254	195	23,295	\$ 104,885	\$ -	
Wythe Co.	0000053846	197	18,479	\$ 83,200	\$ -	
York Co.	0000053349	199	70,045	\$ 315,375	\$ -	
Total Counties		95	5,513,482	\$ 24,870,405	\$ (a)	0

Abingdon	0000050760	300	8,376	\$ 37,713	\$ -	
Accomac	0000111328	301	519	\$ 15,000	\$ -	
Alberta	0000062562	302	302	\$ 15,000	\$ -	
Altavista	0000050230	303	3,378	\$ 15,209	\$ -	
Amherst	0000052076	304	2,110	\$ 15,000	\$ -	
Appalachia	0000052066	305	1,432	\$ 15,000	\$ -	
Appomattox	0000052067	306	1,919	\$ 15,000	\$ -	
Ashland	0000052068	307	7,565	\$ 34,061	\$ -	

Linda Staton

From: Angela F Hicks
Sent: Wednesday, February 7, 2024 9:08 AM
To: Linda Staton
Subject: EDI - Dept of Health

Well, we get one "figured out" and another comes up...I promise I'm not doing this on purpose. ☹️

Total Amount: 18,321.68

Deposit Date: 02/08/2024

Trace Number: 82293514

Agy No	Amount	CDS Offset Amount	TOP Offset Amount	Invoice Number	Invoice Date	Customer Number	Voucher Number	Description
601	18,321.68	0.00	0.00	LOCALITY 200	01/23/2024		0218539	EMS RETURN TO LOCALITY

Tot 601: 18,321.68

TR Code: CESS (Four-for-life funds)
3-100-002404-0002

Angela F Hicks, MGT
Nelson County Treasurer
84 Courthouse Sq
PO Box 100
Lovingston VA 22949
(P) 434-263-7060
(F) 434-263-7064

Confidential & Proprietary:
This e-mail may contain confidential and/or privileged material for the sole use of the intended recipient. Any view or distribution by others is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies. Thank You

Department of Criminal Justice Services
1100 Bank Street - 12th Floor
Richmond, VA 23219



Asset Forfeiture Proceeds

Disbursements for: 2/22/2024 through 2/22/2024

Date to Finance DCJS Seizure No Asset Description Value Disbursal Amt Voucher No

County of Nelson

Nelson County Sheriff's Office

2/22/2024 21-FS08401 U.S. Currency \$13,819.00 \$2,763.80 15019

Subtotal: \$2,763.80

Total: \$2,763.80

3-100-002404-0001
4-100-031020-5419

Linda Staton

From: Linda Staton
Sent: Wednesday, November 15, 2023 9:38 AM
To: Angela F Hicks
Cc: Beth M Phelps
Subject: RE: EDI - Dept Criminal Justice

Importance: High

This is for Victim Witness Grant reimbursement (FY23 – Q4).

CW/P \$ 4,613.63
FVWP \$10,765.12

\$15,378.75

*4/11/23 - 6/30/23 Expenses
\$15,378.75 rev. rec'd 11/16/23*

Thank you!

Linda

From: Angela F Hicks
Sent: Wednesday, November 15, 2023 8:14 AM
To: Linda Staton <lstaton@nelsoncounty.org>
Subject: EDI - Dept Criminal Justice

Good morning Linda,
These funds will be deposited from the Dept of Criminal Justice. Can you please provide the Treasurer's code to which they should be posted?
Thanks! Angi

Total Amount: 15,378.75

Deposit Date: 11/16/2023

Trace Number: 82232364

Agy No	Amount	CDS Offset Amount	TOP Offset Amount	Invoice Number	Invoice Date	Customer Number	Voucher Number	Description
140	15,378.75	0.00	0.00	23-O1105VW19	07/07/2023	1688735347487	35347487	23-O1105VW19-005



**Economic Development Authority
of Albemarle County, Virginia**

**RESOLUTION TO PROVIDE MATCHING FUNDS TO SUPPORT
GO VIRGINIA REGION 9 CLUSTER SCALE UP PLANNING GRANT
FOR THE WINE INDUSTRY**

WHEREAS, GO Virginia is a statewide economic development initiative designed to drive the growth of higher paying jobs and diversify regional economies by incentivizing collaboration between business, higher education, and local government through regional councils;

WHEREAS, the GO Virginia Region 9 Council represents the city of Charlottesville; and the counties of Albemarle, Culpeper, Fauquier, Fluvanna, Greene, Louisa, Madison, Nelson, Orange, and Rappahannock;

WHEREAS, the wineries within Region 9 cumulatively represent the most acres under vine of any region in Virginia and a comprehensive analysis of the wine industry has not been completed;

WHEREAS, there is a shared desire to study and clarify the composition of the wine industry in Region 9 through a planning grant that will identify barriers to scaling up and exporting nationally and internationally, as well as develop strategies to address identified gaps;

WHEREAS, GO Virginia planning grants are conditioned upon local match to leverage state funding;

WHEREAS, the County of Albemarle, through Project ENABLE, works jointly with businesses, higher education, and other local governments in Region 9 to support economic development initiatives;

WHEREAS, Project ENABLE identifies "Agribusiness and Food Processing" which includes the wine industry as a target industry;

WHEREAS, this Authority shares in that mission and strategic plan and has supported match grants previously to GO Virginia grants to promote economic development in Albemarle County and the surrounding localities; and

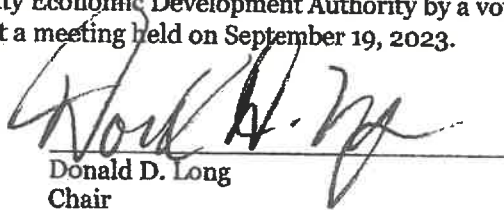
WHEREAS, the Authority finds it remains in the best interests of the County to support the wine industry.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Authority hereby appropriates and grants \$20,000.00 as a match to the GO Virginia Region 9 planning grant to support the above-stated goals.

MOTION

I move that the EDA adopt this Resolution appropriating \$20,000.00 to the County of Nelson as the lead applicant for a planning grant from GO Virginia Region 9 subject to the terms of the Resolution and the GO Virginia grant and to authorize the Authority's Chair and Treasurer to execute all documents necessary to complete this grant.

I, Donald D. Long, Chair, do hereby certify that the foregoing writing is the Resolution duly adopted by the Albemarle County Economic Development Authority by a vote of 5 to 0 as recorded below, at a meeting held on September 19, 2023.



Donald D. Long
Chair

	<u>Aye</u>	<u>Nay</u>
Dir. Long	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dir. Ray	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Dir. Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dir. McNaughton	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dir. Mottola	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dir. Morrill	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Match Verification Form

Project Name Cluster Scale up for Wine Industry
Support Organization: _____
Regional Council: Region 9

Contributor Information

Name of Business/Individual/Locality/Entity: County of Fauquier
Name of Primary Contact: Laura Torpy
Address: 10 Hotel Street
City: Warrenton **State:** VA **Zip:** 20186
Telephone: 540-422-8270 **Email:** laura.torpy@fauquiercounty.gov

Match Information

Type of Match: **In-kind Match** **Cash Match**
Local Match: **No** **Yes**

Contributed Goods or Services

Please explain in detail how this match is being contributed on behalf of the project: Fauquier County
will be contributing \$10,000 as a cash match, and \$2,000 worth of in-kind hours equivalent to
approximately 40 hours of staff time.

Date(s) Contributed: TBD

Real or Estimated Value of Contribution: \$ \$10,000 in cash and \$2,000 in kind hours = \$12,000 total

How was the value determined?: **Actual Value** **Appraisal** **Other**

Please explain: \$10,000 is an actual cash match and \$2000 is in-kind staff time

Who Made this Value Determination?: Fauquier County economic development staff

Is there a restriction on the use of this contribution?: **No** **Yes**

If yes, what are the restrictions?: Contribution must be used in support of the above mentioned
planning grant

Contribution Obtained or Supported with State funds?: **No** **Yes**

Elin M. Kozanek

Signature of Contributor

9/18/2023

Date

Fauquier County, Virginia Procurement Division	PURCHASE ORDER Original / Payment	PURCHASE ORDER NO. 53384
Goods/Services	Fiscal Year: 24	

Order not valid unless Purchase Order No. is shown. Purchase Order No. must appear on all packages, invoices and shipping papers.

VENDOR: (See attached Terms, Conditions & Instructions to Vendors) Company: Nelson County Board of Supervisor Street Address 1: PO Box 336 Street Address 2: City, State Zip: Lovingsston, Va 22949 Phone: 434-263-7015 Contact Name: Maureen Kelley <input type="checkbox"/> Fax: <input type="checkbox"/> Email: makelley@nelsoncounty.org	BILL TO: Department: Fauquier County Economic Development Street Address 1: 16 Courthouse Square Street Address 2: Lower Level City, State Zip: Warrenton, Va 20186 ATTN: SHIP TO: <input checked="" type="checkbox"/> Same as BILL TO: Department: Street Address 1: Street Address 2: City, State Zip: ATTN:
---	--

CONTRACT INFORMATION: OTHER
Exception J.C. 3/6/24

ORIGINATOR	PHONE	ORIGINATOR EMAIL
laura Torpy	540-422-8271	laura.torpy@fauquiercounty.gov

ISSUE DATE	DATE REQUIRED	VENDOR NUMBER	PAYMENT TERMS	F.O.B.
3/6/24	4/6/24	653312	net 30	

QTY	UNIT	DESCRIPTION	UNIT PRICE	EXTENDED PRICE
1		matching grant cash match for Go Va Region 9	10000.00	10000.00
		Cluster Scale up grant for Wine Industry		0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
Total:				10000.00

DO NOT PROCESS THIS ORDER IF THE PRICE IS INCORRECT. CONTACT BILL TO DEPARTMENT FOR APPROVAL.

BUDGET CODES	AMOUNT	<input checked="" type="checkbox"/> Fauquier County a Political Subdivision of the Commonwealth of Virginia <input type="checkbox"/> Fauquier County School Board a Political Subdivision of the Commonwealth of Virginia
4-100-81500-3840	10000.00	
Total:	\$10,000.00	
COMMENTS:	ORIGINAL AUTHORIZED SIGNATURE DATE 3/6/24 Check one (1) box above. PURCHASING AGENT DATE 3/6/24 <small>This order not valid without Purchasing Agent Signature unless item No 1 on the attached applies.</small>	

Payment: Partial Delivery Complete Delivery

AUTHORIZED TO PAY DATE Check one (1) box above	RECEIVED & INSPECTED BY DATE I certify that the goods/services specified above have been inspected and accepted.
--	--



BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
Central District

JESSE N. RUTHERFORD
East District

J. DAVID PARR
West District

DR. JESSICA LIGON
South District

CANDICE W. MCGARRY
County Administrator

AMANDA B. SPIVEY
Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

February 15, 2024

To: Linda Staton, Director of Finance and HR
From: Amanda Spivey, Administrative Assistant/Deputy Clerk
Re: Board Decisions

Please be advised of the Board of Supervisors' decisions in session on February 13, 2024 of the following funding requests:

- A. Fourth of July Event Proposal: The Board approved funding in the amount of \$10,000 for County sponsorship of the Stars 'n Spurs event to take place at Oak Ridge, July 4th through July 6th. The Board elected for the \$10,000 to be paid directly to Oak Ridge Estate as a contribution to the site fee. County staff will need to confirm that the event promoter has contract in place with Oak Ridge.

The Board also approved a funding request not to exceed \$11,000 to the Lovingson Volunteer Fire Department for the free fireworks display (location still TBD). Both of these requests will be funded using available Non-Recurring Contingency funds.

CC: file – County Administration

Company No: 001 Account Number: 4100 910507014
 Date: 3/06/24 Polling Precincts ADA Upgrades
 Budget Amount \$.00 Year To Date \$20,531.91 Encumbrances \$.00 Balance \$20,531.91
 Period: Time: 1825

Date	Source	Reference	Number	PO#	Amount	Period	Description
10112023	AP	1	008-388826		\$7.98	202310	FISHER AUTO PARTS, INBH- 02812
10112023	AP	1	224729777-001		\$2,428.00	202310	UNITED RENTALS (NORTH BH-R02812
10112023	AP	1	1004-MMRC		\$3,250.00	202310	FERGUSON'S CONCRETER BH-V02812
10112023	AP	1	1003-GSTONEFRP		\$4,600.00	202310	FERGUSON'S CONCRETER BH-V02812
10112023	AP	1	1002-LFDHP		\$6,500.00	202310	FERGUSON'S CONCRETER BH-V02812
10112023	AP	1	473121		\$587.96	202310	BOXLEY MATERIALS CO. BH- 02812
10112023	AP	1	472618		\$334.63	202310	BOXLEY MATERIALS CO. BH- 02812
10112023	AP	1	472619		\$610.87	202310	BOXLEY MATERIALS CO. BH- 02812
10112023	AP	1	0656 SEPT23		\$514.94	202310	BANK OF AMERICA BH- 02812
10112023	AP	1	0656 SEPT23		\$69.98	202310	BANK OF AMERICA BH- 02812
10252023	AP	1	000716-09302023		\$403.89	202310	HILL HARDWARE CORP. BH- 02816
10252023	AP	1	473371		\$259.15	202310	BOXLEY MATERIALS CO. BH- 02816
11092023	AP	1	475830		\$138.84	202311	BOXLEY MATERIALS CO. BH- 02817
11092023	AP	1	0656 OCT23		\$825.67	202311	BANK OF AMERICA BH- 02817

\$20,531.91

***** Encumbrance-
 ***** A/P Holding File-
 ***** P/R Holding File-
 ***** U/T Holding File-
 ***** A/R Holding File-
 ***** G/L Holding File-
 ***** S/S Holding File-
 ***** INV Holding File-
 ***** Budget Amount-



INVOICE

To
WPOA
County Crew

DATE: FEBRUARY 14, 2024
INVOICE # 465

From
Wintergreen Rescue Squad

paid

QTY	DESCRIPTION	UNIT PRICE	LINE TOTAL
	Stryker Power Cot		\$31,042.68

SUBTOTAL \$31,042.68

TOTAL \$31,042.68

91050-7085

(6)



BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

ERNIE Q. REED
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JESSE N. RUTHERFORD
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AMANDA B. SPIVEY
Administrative Assistant/
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LINDA K. STATON
Director of Finance and
Human Resources

**RESOLUTION R2024-15
NELSON COUNTY BOARD OF SUPERVISORS
VIRGINIA COMMISSION OF THE ARTS
FY24-25 CREATIVE COMMUNITIES PARTNERSHIP GRANT**

BE IT RESOLVED, by the Nelson County Board of Supervisors that said Board endorses the County's submission of an application to the Virginia Commission of the Arts for 2024-2025 Creative Communities Partnership Grant funding (formerly Local Government Challenge Grant).

BE IT FURTHER RESOLVED, said application includes a local match of \$4,500.00 to be confirmed upon formal adoption of Nelson County's Fiscal Year 2024-2025 Budget by the Board of Supervisors.

Approved: March 12, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors

FY25 Creative Communities Partnership Grant

FY25 Creative Communities Partnership Grant

Nelson County

Ms. Candice W. McGarry
84 Courthouse Square
Lovingston
Lovingston, VA 22949

cmcgarry@nelsoncounty.org
O: 434-263-7000
F: 0000053203

Mrs. Amanda B. Spivey

PO Box 336
84 Courthouse Square
Lovingston, VA 22949

aspivey@nelsoncounty.org
O: 434-263-7002

Application Form

Before You Apply

Welcome New and Returning Applicants!

Purpose

To encourage local and tribal governments to support the arts, the Commission serves as a partner matching funds up to \$4,500, *subject to funds available*, the tax monies given by independent town, city, county, and tribal governments to independent arts organizations.

Eligible Activities

Sub-grants to independent, ADA-compliant arts organizations for arts activities in the locality, including activities that promote cultural equity and access. Funding may be sub-granted either by a local arts commission/council or directly by the governing body.

NOTE: Funding does not include school arts budgets or arts programming by local governments, committees or councils of government, nor departments such as parks and recreation. The Commission does not match payments paid to performers for specific performances. Local or tribal governments seeking such funding should apply to the Virginia Touring Program.

Application Deadline: April 1, 2024 by 5:00 p.m. EST for local and tribal government grants awarded for the grant period of July 1, 2024-June 30, 2025.

Before you apply, please review:

- **2024-2025 Guidelines for Funding**
- **Question List (top right button)**

Additional Notes:

- All questions with an asterisk * are required.
- The system auto-saves after every 100 characters typed or each time you click into a new question; however, there is also a **"Save"** button at the bottom of the page.
- If copying and pasting from an outside document into the online system, be sure to keep track of character limits, including spaces.
- If you do not provide an answer where required, the VCA staff will consider the application incomplete and ineligible for funding.
- Save, print, and review the application before you submit it.
- Click **"Submit Form"** only when you are finished.
- Once submitted, it is no longer available for editing.

Questions About the Program?

Contact: Catherine Welborn, Senior Grants Officer Catherine.Welborn@vca.virginia.gov
804.225.3132

Federal Eligibility

The Virginia Commission for the Arts is funded, in part, by the National Endowment for the Arts, a federal agency. A portion of this grant *may* include federal funding. All VCA grantees must comply with the National Endowment for the Arts' Policy on Debarment and Suspension listed in Subpart C of 2 CFR Part 180, adopted by the National Endowment for the Arts in 2 CFR 3254.10. Page 35 of 39. There are circumstances under which we may receive information concerning your fitness to carry out a project and administer federal funds, such as:

- i. Conviction of, or a civil judgment for, the commission of fraud, embezzlement, theft, forgery, or making false statements;
- ii. Any other offense indicating a lack of business integrity or business honesty that seriously and directly affects your present responsibility;
- iii. Any other cause of so serious or compelling a nature that it affects an organization's present responsibility.

Federal Eligibility*

Please answer the following questions:

1. Has your organization been suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal department or agency?
2. Are you or anyone in your organization presently debarred or suspended?
3. Is your organization delinquent on any federal debt?

NO

Federal Eligibility YES Explanation

If you answered YES to any of the above questions, please explain.

General Information

INSTRUCTIONS:

Begin answering the application questions listed in each section. Each section can be expanded/contracted by clicking on the section name.

Questions with an * asterisk must be answered in order to complete and submit the application.

VCA Grant Program*

Please copy and paste the words **FY25 Creative Communities Partnership Grant** into the text box below.

FY25 Creative Communities Partnership Grant

Project Discipline*

Select ONE primary activity of the arts organization(s) for which the locality seeks matching funds. If you are seeking funds for more than one organization and the art forms differ, select "**14 Multidisciplinary**"

14 Multidisciplinary

Organization Website*

Enter the website link (URL) for the locality or tribal nation below.

<https://www.nelsoncounty-va.gov/>

City or County*

Please identify the name of the independent city or county in which the organization is located and where the majority of the activities take place (*i.e City of Charlottesville or Page County*). Do not list the state.

Nelson County

Regional Activity Location*

PLEASE READ CAREFULLY - Use the **MAP** provided to identify the region where the local or tribal government is located.

Region 5

Virginia Legislative Districts

Please provide the number of the Virginia House, Senate and U.S. Congressional districts where the majority of the organization's activities take place. The specific street address of the organization determines these districts. **To determine the answers to the next three questions, please visit Who's My Legislator?** and enter the organization's address in the box at the top left. Only one district can be selected per question.

VA House of Delegates*

Please identify the **Virginia House of Delegates District (Listed under State Delegate)** where the organization is located.

53

VA Senate*

Please identify the **Virginia Senate District (Listed under State Senator)** where the organization is located.

11

VA-US Congressional District*

Please identify the **Virginia-US Congressional District (Listed under US Congress)** where the organization is located.

5th

Local Government "Grantee" Information

The Virginia Commission for the Arts will provide a matching grant of **up to \$4,500** *subject to funds available*. These funds must be matched at a minimum of 1:1 basis, and may be exceeded by local government funds. Federal funds may not be included. A local government that has not approved its budget by the grant deadline may apply conditionally. After the grant has been approved, any change in the allocation of funds sub-granted to local arts organizations must be approved by the Commission.

Grant Amount Requested*

List the amount of Virginia Commission for the Arts assistance requested for FY25 (**up to \$4,500**).

\$4,500.00

Proposed Local Government Arts Appropriation for FY25*

Enter your locality's proposed arts appropriation for FY25 (*the amount must match or exceed the amount listed under the VCA grant amount requested above*).

\$4,500.00

Process for Awarding Grants*

Please answer the following questions regarding your locality's grant process, numbering the answers:

1. What is the process for awarding the grants?
 2. What criteria are used as a basis for evaluating applicants?
 3. Who is involved in making these decisions?
 4. Who determines the local government arts appropriation each year?
1. The grants are awarded based on the demonstrated ability of the organization to deliver programs that will positively impact the quality of life and enhance education in the County.
 2. Nearly all of the artists are vetted by VCA in the touring directory. We have never been disappointed in the quality of their performances. Their programs are joyful, inspiring, and educational, often reinforcing Standards of Learning (SOLs).
 3. Dr. Amanda Hester, Superintendent of Nelson County Public Schools, has assigned Ms. Vickie Mays, Gifted Resource Teacher, to evaluate school needs from available independent Virginia arts organizations.
 4. The Nelson County Board of Supervisors determine the local government art appropriation each year during budget planning.

Impact and Evaluation*

Please answer the following questions:

1. What is the impact of the selected arts organization(s) in the locality?
 2. How do you collect feedback to gauge the impact/value of the Creative Communities Partnership grant?
1. The organization brings high quality performances to the students in the community, who may not otherwise have a chance to see them.
 2. The local government uses feedback provided during its budget public hearing process in order to gauge the success/value of the grant.

List of Current Board/Council Members*

Upload or enter in the space below a list of current Board/Council members, and if applicable, any additional Boards/Councils that are involved in making funding decisions.

Nelson County Board of Supervisors
 J. David Parr - West District Supervisor, 2024 Chair
 Ernie Q. Reed - Central District Supervisor, 2024 Vice Chair
 Thomas D. Harvey - North District Supervisor
 Jesse N. Rutherford - East District Supervisor
 Dr. Jessica Ligon - South District Supervisor

Arts Organization(s) "Sub-Grantee" Information

Sub-grantee Names*

In alphabetical order, list the name of the organizations (sub-grantees) that you intend to support through this grant.

Wintergreen Music (legally registered as Wintergreen Performing Arts, Inc. and legally authorized to do business under the name of "Wintergreen Music").

Description of Arts Organization(s) (Sub-Grantees)*

Provide a brief description of the arts organization(s) proposed to receive Commission assistance through the Creative Communities Partnership Grant in FY25. ***If more than 10, please list only the names of the organizations.***

Wintergreen Music's (WM) primary activities are the Wintergreen Music Festival (WMF) & the LEAD Cooperative (LEAD), artistic funding support for Nelson County Public Schools (NCPS) & year-round events including "Wintergreen Wonderland" & "Sounds of Spring at Veritas". 2024's WMF (July 4-28) will enhance WM's defining pillars of Destination, Community, Artistry by highlighting the Blue Ridge Mountain setting of the WMF; strengthening partnerships with community organizations, businesses & music educators; and promoting recent compositions & world premieres by living, American composers.

WMF includes full-orchestral weekend MountainTop Masterworks concerts with the Wintergreen Festival Orchestra (WFO), Friday night pops concerts featuring jazz/big band, bluegrass, swing & singer-songwriter performances, weeknight chamber concerts & free weekday seminars. Masterworks will be led by conductors Erin Freeman (WM Artistic Director), Rei Hotoda (Fresno Philharmonic) as conductor & pianist, Louis Lohraseb (Freelance Conductor), and Miguel Harth-Bedoya (Baylor University Director of Orchestral Studies) & will feature WM Festival Artist & guest artist soloists Heather Johnson (mezzo-soprano), David Bjella (cello) & grand prize winner of the Nina Simone Piano Competition, Clayton Stephenson (piano). Repertoire highlights include pieces from classical composers including Mozart, Beethoven, Copland, Stravinsky & Shostakovich & "New Canon" composers Yuko Uebayashi, Carlos Simon, Miguel Aguila, Gilda Lyons & Jesse Montgomery.

2024 highlights include:

- Opening Night featuring VCA touring artist Good Shot Judy
- The return of afternoon "concert hikes" in partnership with The Nature Foundation at Wintergreen -Free weekday "coffee talks" with a focus on how instruments work
- Continued partnership with local nonprofit The Nelson Center for the Jefferson Area Board of Aging's Cecilia Epp's Senior Center, to include performances "on-site" or "on the mountain"
- Opening weekend of WMF to run concurrently with the Resort's July 4th Jubilee, designed to reach expanded audiences & families
- Year 3 of the LEAD Cooperative, a leadership training program for young professionals on the cusp of their careers, featuring side by side concerts with Festival Artists
- WM's Sing with Us! Choral Program, featuring local & national choristers performing Marianna Martines' Dixit Dominus with LEAD Cooperative soloists as part of two MountainTop Masterworks performances.

For the first time in the history of the partnership with the Resort, WMF will present a free, patriotic, family-friendly concert with the full WFO prior to the fireworks display. Continued nonprofit & local partnerships include Jefferson Area Board of Aging, Rockfish Valley Community Center, The Nelson Center, The Nature Foundation at Wintergreen, Virginia Center for Inclusive Communities (VCIC), VMFA, Veritas Vineyard & Winery, Valley Road Vineyards & Three Notch'd Brewing. Many WMF & LEAD performances & masterclasses are free & open to the public.

In 2022, WM's Academy (est. 1997) transformed into the LEAD Cooperative (LEAD: Learn, Explore, Adapt Diversify) – a cross-disciplinary curriculum based on the needs of today's pre-professional students combined with relevant industry topics & pedagogical practices. LEAD addresses needs not currently met in

educational institutions, offers limited space to maximize time for study & public performance alongside faculty & includes the creation of a professional portfolio. In this leadership training program, chamber music selection routinely features historically-excluded composers, standard repertoire & new requests. Designed with both quality & accessibility in mind, WM offers LEAD through a tuition-free model to all accepted students. Post-program student surveys indicated a 100% satisfaction rate last year. Of the respondents, all but one student shared that they could not have afforded to attend if tuition was not free. Programs include instrumental studies, voice, composition, collaborative piano, conducting & arts administration.

WM partners with NCPS to administer VCA grant funds with additional contracting & logistical coordination to supplement arts programs. Programs supported include on & off-campus performances, workshops & field trips to local & state-wide performing arts groups. Again in 2023, WM transformed its live holiday concert to increase accessibility to the Nelson County community as “Wintergreen Wonderland” with The Virginia Consort at Rockfish Valley Community Center. WM also hosted a pre-concert “Holiday Hour” market featuring local community shops.

In Nov. 2023, WM expanded the offseason footprint with a performance at the Farmhouse at Veritas to an audience that was 70% new to WM. Successful testing from last season inspired the return of Sounds of Spring hosted by Veritas (2024), presenting a paired music and wine dinner experience at the Farmhouse & a free, accessible, family-friendly performance in The Grove.

Sub-Grantee Information Form

Instructions: Enter names, addresses, sub-grantee contact information, and proposed VCA grant and locality match for all independent arts organizations that will receive the Commission sub-grant(s). After the grant has been approved, any changes in the allocation of sub-grants to local arts organizations must be approved by the Commission.

Note: Sub-grants made by the local government using *up to \$4,500* of the Creative Communities Partnership Grant funds may only go to independent Virginia arts organizations for arts activities in the locality. Virginia arts organizations are defined as those whose primary purpose is the arts (production, presentation or support of dance, literary arts, media arts, music, theater, or visual or related arts), that are incorporated in Virginia, and have their headquarters and home seasons, or activities equivalent to a home season, in the state. Units of government and educational institutions cannot be considered arts organizations.

Sub-Grantee Organization Name, Street Address, City, State, Zip	Sub-grantee Contact Name & Title	Sub-Grantee Contact Email	Proposed VCA \$ Share	Proposed Locality \$ Share
Wintergreen Music, 3079 Rockfish Valley Hwy., Nellysford, VA 22958	Mary Jo Russell - Education Chair, Julianne Akins Smith - Executive Director	mountainmuse47@gmail.com, jakins@wintergreen-music.org	\$4,500.00	\$4,500.00

City(ies) or County(ies) Where in-Person Sub-grantee Activities Take Place*

Please Read Carefully

Identify the name (s) of the independent city(ies) or county(ies) where the sub-grantee organization's in-person activities will take place during the grant cycle.

Nelson

Populations Benefited Instructions:

Select any categories that, by your best estimate, will make up 25% or more of the population that will directly benefit from the award during the period of support.

Populations Benefited by Age*

01 Children/Youth (0-18 years)

Populations Benefited by Distinct Groups*

P Individuals below the Poverty Line

Arts Education*

Choose one item that best describes the funded activities.

01 50% or more of funded activities are arts education

Certification of Assurances

The **Certification of Assurances** is the grant contract between the Virginia Commission for the Arts and the grantee. Commission grantees are required to be nonprofit Virginia organizations and exempt from federal

income tax under Section 501(a), which includes the 501(c)(3) designation of the Internal Revenue code, or are units of government, educational institutions, or local chapters of tax-exempt national organizations.

The authorizing official name, title and email below must match what is entered on the Certification of Assurances.

Certification of Assurances*

1. Right click on the form name in BLUE here **Certification of Assurances**
2. Fill out the required information and print it
3. This form requires the signature of the authorizing official. **Authorizing officials include:** county administrators, mayors, city/town managers, tribal leaders, etc. The signature of the individual indicates the tribal nation or locality’s compliance with all of the grant conditions listed in the Certification of Assurances.
4. Scan and SAVE the signed form
5. Upload the completed form (all pages) to the system by clicking on the “Upload a file” button.
6. Select the document you wish to upload and click on the “Open” button.

Note: Once your attachment is uploaded, a red “X” will appear beside your file. Click on the “X” if you wish to delete your file and upload another.

Nelson County Certificate of Assurances.pdf

Name of Authorizing Official (First and Last)*

Candice McGarry

Professional Title of Authorizing Official*

County Administrator

Email for Authorizing Official*

cmcgarry@nelsoncounty.org

Virginia W-9 Form and UEI

Virginia W-9 Form*

Every VCA grantee is required to complete a Virginia W-9 form to receive funding. It is imperative that EIN, UEI (top left corner) and organizational address identified in our grant management system is aligned with the address listed on the VA W-9. Any incorrect information will delay the processing of payments.

PLEASE READ CAREFULLY:

Click on the fillable form here [Virginia W-9 Form](#). Complete the form, print, and sign. Scan the completed document and save it to your files. Upload **ONLY** the first page of the completed document below.

NOTE: The Virginia W-9 is NOT the same form as the U.S. Treasury W-9. You will see the words **US Treasury W-9** in the upper left corner. **Do not submit the US Treasury W-9 Form.**

Unique Entity Identifier (UEI)*

Enter your 12 - character Unique Entity Identifier (UEI) in the space below.

XSCRKWJHKVQ5

Before you Submit

1. Click the "Application Packet" button near the top right of your screen to generate a printable PDF file of your completed application.
2. Proofread the PDF of your application to be sure everything is as you intended, including content, working links, forms and/or other uploads.

After you Submit

You will receive an email message from administrator@grantinterface.com, confirming that your application was received. **Helpful Hint:** Check your spam! If you found an email from the above address in your spam folder: Please add administrator@grantinterface.com to your address book or contacts. This will ensure that you continue receiving email communication regarding your application.

Note: The contact person for this grant (the "Applicant" confirmed at the top of this page) will be the person to receive communications about this grant, by email.

File Attachment Summary

Applicant File Uploads

- Nelson County Certificate of Assurances.pdf



VIRGINIA COMMISSION FOR THE ARTS

Certification of Assurances and Grant Conditions 2024-2025 Creative Community Partnership Grants (CCPG)

Virginia Commission for the Arts (Commission) grantees are required to be nonprofit Virginia organizations and exempt from federal income tax under Section 501(a), which includes the 501(c)(3) designation of the Internal Revenue code, or are units of government, educational institutions, or local chapters of tax-exempt national organizations. No part of any Commission grant shall be used for any activity intended or designed to influence a member of Congress or the General Assembly to favor or oppose any legislation.

Commission CCPG matching funds must be sub-granted by the local or tribal government to independent, ADA-compliant arts organizations for arts activities in the locality, including activities that promote cultural equity and access. The Commission does not match payments paid to performers for specific performances. Local governments seeking such funding should apply for Virginia Touring Grants, if applicable.

***SAM.gov Unique Entity Identifier (UEI)**

In April 2022, the federal government transitioned from the use of Data Universal Numbering System (DUNS) numbers to a new Unique Entity Identifier (UEI) through the SAM.gov system as the primary identifier. As a recipient of federal funding through the National Endowment for the Arts, the Virginia Commission for the Arts also requires UEI numbers on all grant applications from nonprofit organizations and units of local and tribal government. Applicants who have not already done so must register with SAM.gov to be issued a 12-character, Unique Entity ID (UEI). There is no fee for registering for a UEI.

Each Creative Community Partnership Grantee must:

- read and review the [2024-2025 Guidelines for Funding](#) before applying;
- maintain and provide complete and accurate records of all activities connected with the grant;
- maintain effective control over and accountability for all funds, property, and other assets ensuring that assets are used solely for authorized purposes;
- provide the Commission, or its authorized representatives, access to the grant-related financial records if required;
- expend any and all grant funds only for purposes described in the application form and attachments.
- maintain procedures ensuring timely disbursement of funds;
- request permission in writing to make changes to the proposed sub-grantees, budget, schedule, program and or personnel. The requested changes must be approved in advance by the Commission;
- local or tribal governments that receive more than \$750,000 in federal funding from expenditures from Commonwealth agencies must submit a Single Audit.

Each Commission grantee will comply with these federal statutes and regulations:

- **Title VI, Section 601, of the Civil Rights Act of 1964**, which provides that no person, on the ground of race, color or national origin, shall be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.
- **Title IX, Section 1681, of the Education Amendments of 1972**, which provides that, with certain exceptions, no person, on the basis of sex or age, shall be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving federal financial assistance.

- **Section 504 of the Rehabilitation Act of 1973, as amended, and the Americans with Disabilities Act of 1990** which states that no otherwise qualified person shall, solely by reason of his or her handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination in federally assisted programs. Compliance with this Act includes the following: notifying employees and beneficiaries of the organization that it does not discriminate on the basis of handicap and operation of programs and activities which, when viewed in their entirety, are accessible to persons with disabilities. Compliance also includes maintenance of an evaluation plan developed with the assistance of persons with disabilities or organizations representing disabled persons which contains: policies and practices for making programs and activities accessible; plans for making any structural modifications to facilities necessary for accessibility; a list of the persons with disabilities and/or organizations consulted; and the name and signature of the person responsible for the organization's compliance efforts ("ADA Coordinator").

Reporting Requirements/Payment Procedures

Each local or tribal government will confirm that its governing board has appropriated the matching funds by completing the online CCPG FY25 Final Report/Confirmation Form. The final report/confirmation must include:

1. a list of the sub-grantee organizations that received funding
2. total funding awarded to each organization, including a breakout of the Commission's \$ share and the local government's \$ share
3. the appropriate page of the local or tribals government's approved FY25 budget showing the amount of the award and match
4. copy(ies) of the check(s) to the sub-grantee(s)

The Commission will pay the grant in full approximately 30 days after receiving this final report/confirmation. **The deadline for this confirmation is February 1, 2025.**

This application must be physically signed by an individual duly authorized by the governing body of the locality to act on its behalf and submitted with every grant application made to the Commission.

Authorizing officials include: county administrators, mayors, city/town managers, tribal leaders, etc.
The signature of the individual indicates the locality's compliance with all the grant conditions listed above.

The undersigned certifies to the best of his/her knowledge that:

- the information in this application and its attachments are true and correct;
- the applicant organization agrees to comply with all grant conditions cited above;
- the applicant organization and subgrantees are fully operational and anticipate remaining in business for the duration of the award period; and
- the locality and subgrantees are not currently under suspension or debarment by the federal government. Visit SAM.gov. to confirm status.
- the filing of this application has been duly authorized by the governing body of the applicant organization;

Local or Tribal Government Name: Nelson County

Typed Name of Authorizing Official: Candice W. McGarry
Administrator

Title: County

Physical Signature of Authorizing Official:  Date: 03/04/2024

Email of the Authorizing Official: cmcgarry@nelsoncounty.org

NOTE: Only documents with original signatures will be accepted.



BOARD OF
SUPERVISORS

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North District

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Central District

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South District

CANDICE W. MCGARRY
County Administrator

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Administrative Assistant/
Deputy Clerk

LINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-16
NELSON COUNTY BOARD OF SUPERVISORS
OBJECTION TO AQUA VIRGINIA, INC. RATE INCREASE

WHEREAS, Aqua Virginia Inc. (“Aqua”), a state-wide, investor-owned water and sewer utility company, owns and operates a water and wastewater system in the Nellysford area of Nelson County; and

WHEREAS, Aqua is a utility company whose rates are regulated by the Virginia State Corporation Commission (“Commission”) and has filed a rate case in the Commission, Application of Aqua Virginia, Inc. for an Increase in Rates, Case No. PUR-2023-00073, seeking an increase in water and sewer rates; and

WHEREAS, Aqua is seeking an increase in its water revenues of \$5,214,892 and an increase in wastewater revenues of \$1,696,121, for a combined increase of \$6,911,013; and

WHEREAS, the requested increases constitute an approximate 33.88 percent increase in water revenues and a 21.08 percent increase in wastewater revenues, for a combined increase of 29.49 percent with potentially much greater impacts on certain individual customers in Nelson County; and

WHEREAS, this increase in rates would have deleterious effects on the County and its citizens and appears unjustified based on the filings made in the aforementioned case.

NOW THEREFORE, BE IT RESOLVED, that the Nelson County Board of Supervisors calls upon the staff of the Commission and the Office of the Attorney General Office of Consumer Counsel to investigate the application carefully and thoroughly analyze the basis therefor, if any.

BE IT FURTHER RESOLVED, that the Nelson County Board of Supervisors authorizes and directs the County Administrator to file this resolution with the Virginia State Corporation Commission as Nelson County’s objection to Aqua Virginia’s proposed rate increase.

Approved: March 12, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors



October 20, 2023

The Honorable Jesse Rutherford
Chair, Board of Supervisors
County of Nelson
P.O. Box 336
Lovingston, VA 22949

Dear Mr. Rutherford:

Aqua Virginia is committed to providing safe and reliable water and wastewater to our customers in 37 counties across the commonwealth. Our team of water and wastewater infrastructure experts work tirelessly in our systems to address current infrastructure needs, while also planning for the future through our day-to-day operations, routine maintenance, repair and replacement of aging infrastructure, and engineering studies.

Our ongoing operations and infrastructure investments require periodic rate increases to ensure that we are meeting our commitment to our customers. As a result, Aqua submitted an application to the Virginia State Corporation Commission (SCC) on July 27, 2023, to increase our rates. Here is a brief overview of the application:

- This increase reflects the infrastructure investments including replacement of aged water distribution pipe, enhancement of treatment facilities and installation of new meters. These improvements have been made to support safe and reliable water and wastewater service, and to ensure we are meeting all state regulations regarding water quality and wastewater compliance.
- The rates reflect various programs to keep our systems functioning while also protecting our natural resources and infrastructure, including developing new programs to identify leaks and unapproved connections and discharges that could damage our water and wastewater systems.
- Aqua supports regional growth opportunities and coordinates with local planning departments regarding their technical review committees and requiring developers to provide infrastructure improvements for new development projects and deemed necessary. We are excited about contributing to the Commonwealth's economic development and growth, while keeping customer rates top of mind.

Enclosed is a copy of the Virginia SCC "Notice to the public of an application by Aqua Virginia, Inc. for a general increase in rates and for authority to revise the terms and conditions to water and wastewater service," Case No. PUR-2023-00073, dated September 7, 2023.

Should you have questions about Aqua, our services, or this rate application, please feel free to call me at 540.784.6453.

Sincerely,

John J. Aulbach II, P.E.
President

Enclosure

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, SEPTEMBER 7, 2023

SCC - CLERK'S OFFICE
DOCUMENT CONTROL CENTER

2023 SEP - 7 A 9: 26

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APPLICATION OF

AQUA VIRGINIA, INC.

CASE NO. PUR-2023-00073

For an Increase in Rates

ORDER FOR NOTICE AND HEARING

On July 27, 2023, Aqua Virginia, Inc. ("Aqua" or "Company") filed with the State Corporation Commission ("Commission") an application pursuant to Chapter 10 of Title 56 (§ 56-232 *et seq.*) of the Code of Virginia ("Code"), Rule 5 VAC 5-20-80 of the Commission's Rules of Practice and Procedure ("Rules of Practice"), and Rule 20 VAC 5-201-10 *et seq.* of the Rules Governing Utility Rate Applications and Annual Informational Filings, requesting authority for a general increase in rates ("Application").¹ The Company requests that its new rates become effective, subject to refund, pending a final order in this matter, no later than 180 days after the Company's Application is deemed complete.²

Aqua states that its Application follows the Company's most recent base rate proceeding in Case No. PUR-2020-00106 and indicates that the Company requests an increase in rates for water and wastewater service to produce an increase in water revenues of \$5,214,892 and an increase in wastewater revenues of \$1,696,121, for a combined increase of \$6,911,013.³ According to the Application, the requested increases constitute an approximate 33.88% increase

¹ Application at 1.

² *Id.* at 5. The Memorandum of Completeness in this case was filed on August 10, 2023, finding the Application complete as of August 9, 2023.

³ *Id.* at 2.

in water revenues and a 21.08% increase in wastewater revenues, for a combined increase of 29.49%.⁴ Aqua further notes that, by final order entered March 21, 2023, the Commission approved Aqua's Water and Wastewater Infrastructure Service Charge ("WWISC") Riders.⁵ The Company states that since Aqua requests an increase in base rates, the Company proposes changes to the water and wastewater rate design in order to accommodate the reset of the WWISC Riders to \$0. Accordingly, the increase the Company is requesting includes the WWISC.⁶

Aqua states that the requested increase in base rate revenue reflects its costs and revenues for the twelve-month Test Year ended March 31, 2023.⁷ The Company has proposed, as appropriate for ratemaking purposes, a capital structure consisting of 48.73% long-term debt, 0.00% short-term debt, and 51.27% common equity and an authorized return on equity capital of 10.50%.⁸

For a comprehensive list of the Company's proposed rates, please see the rate schedule included in the notice section of this Order.

The Company has also requested authorization to make one change to the Rules and Regulations of its tariff.⁹ The proposed change includes increasing the connection fees for water

⁴ *Id.*

⁵ *Application of Aqua Virginia, Inc., For Approval of a Water and Wastewater Infrastructure Service Charge Plan and for Authority to Implement Water and Wastewater WWISC Riders*, Case No. PUR-2022-00113, Doc. Con. Cen. No. 230340011, Final Order (Mar. 21, 2023).

⁶ Direct Testimony of John J. Aulbach, II, at 8.

⁷ Direct Testimony of Richard F. Hale, Jr., at 4.

⁸ Application at 5.

⁹ *Id.* at 3.

and wastewater to \$2,500 and \$4,500, respectively, and is discussed in greater detail in the Company's Schedule 41 attached to the Application.¹⁰

Aqua notes that the Company and Great Bay Utilities, Inc. ("Great Bay") filed a Joint Petition with the Commission in Case No. PUR-2023-00044 to request approval to merge Great Bay (a wholly-owned subsidiary of Aqua and a certificated water utility) into the Company with Aqua as the surviving entity.¹¹ With that merger having been approved by the Commission, Aqua's instant Application includes a request for an increase in rates charged to the customers of the Great Bay system(s).¹²

Finally, in conjunction with the filing of its Application, the Company filed a Motion for Protective Order and a proposed protective order that establishes procedures governing the use of confidential information in this proceeding.

NOW THE COMMISSION, having considered this matter, is of the opinion and finds that Aqua should provide notice of its Application; a public hearing should be scheduled for the purpose of receiving testimony and evidence on the Application as well as public witness testimony; interested persons and the public should have an opportunity to file comments on the Application or participate as respondents in this proceeding; and the Staff should be directed to investigate the Application and file testimony and exhibits containing its findings and recommendations thereon. We further find that a Hearing Examiner should be appointed to

¹⁰ *Id.*

¹¹ *Id.* at 1, n.1.

¹² *Id.* See also *Joint Petition of Aqua Virginia, Inc. and Great Bay Utilities, Inc., For approval of a change in control of all of the assets of a public utility*, Case No. PUR-2023-00044, Doc. Con. Cen. No. 230830143, Final Order (Aug. 21, 2023).

conduct further proceedings in this matter on behalf of the Commission, including ruling on Aqua's Motion for Protective Ruling.

We note that the proposed revenue requirement, if approved, would result in an increase to customer bills. Pursuant to Code § 56-238, the Commission suspends Aqua's proposed rates for a period of 180 days, the maximum allowed by law. In so doing, the Commission notes its awareness of the economic pressures that are impacting all utility customers. We are sensitive to the effects of rate increases, especially in times such as these. The Commission, however, must follow the laws applicable to this case, as well as the findings of fact supported by the evidence in the record.

To promote administrative efficiency and timely service of filings upon participants, the Commission will, among other things, direct the electronic filing of testimony and pleadings unless they contain confidential information, and require electronic service on parties to this proceeding.

Accordingly, IT IS ORDERED THAT:

(1) All pleadings in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice. Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

(2) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and

Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(3) As provided by Code § 12.1-31 and 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Rules of Practice, a Hearing Examiner is appointed to conduct further proceedings in this matter on behalf of the Commission, including ruling on Aqua's Motion for Protective Order, and to file a final report. A copy of each filing made with the Commission's Clerk's office in this matter shall also be sent electronically to the Office of the Hearing Examiners.¹³

(4) Pursuant to Code § 56-238, Aqua may, but is not required to, implement its proposed rates on an interim basis, subject to refund with interest, for service rendered on and after February 5, 2024.

(5) On or before December 5, 2023, Aqua shall file a bond with the Commission in the amount of \$6,911,013 payable to the Commission and conditioned to ensure the prompt refund by the Company to those entitled thereto of all amounts the Company shall collect in excess of such rates and charges as the Commission may finally fix and determine.

(6) The Commission hereby schedules a telephonic portion of the hearing for the receipt of testimony from public witnesses on the Application, as follows:

(a) The portion of the hearing for the receipt of testimony from public witnesses on the Application shall be convened telephonically on April 30, 2024.

(b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.

¹³ Such electronic copies shall be sent to: OHEParalegals@scc.virginia.gov.

(c) On or before April 23, 2024, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at scc.virginia.gov/pages/Webcasting; (ii) by completing and emailing the PDF version of this form to SCCInfo@scc.virginia.gov; or (iii) by calling (804) 371-9141.

(d) Beginning at 10 a.m. on April 30, 2024, the Hearing Examiner appointed to this case will telephone sequentially each person who has signed up to testify as provided above.

(e) This public witness portion of the hearing will be webcast at scc.virginia.gov/pages/Webcasting.

(7) The evidentiary portion of the hearing shall be convened at 10 a.m., on April 30, 2024, or at the conclusion of the public witness portion of the hearing, whichever is later, in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive testimony and evidence of Aqua, any respondents, and Staff on the Application.

(8) An electronic copy of the public version of the Application may be obtained by submitting a written request to counsel for the Company: John K. Byrum, Jr., Esquire, Woods Rogers Vandeventer Black PLC, 901 East Byrd Street, Suite 1550, Richmond, Virginia, 23219, jbyrum@woodsrogers.com. Interested persons also may download unofficial copies from the Commission's website: scc.virginia.gov/pages/Case-Information.

(9) On or before October 27, 2023, Aqua shall cause the following notice to be published as display advertising (not classified) on one (1) occasion in newspapers of general circulation throughout the Company's Virginia service territory:

NOTICE TO THE PUBLIC OF AN APPLICATION BY
 AQUA VIRGINIA, INC.,
 FOR A GENERAL INCREASE IN RATES AND
 FOR AUTHORITY TO REVISE THE TERMS AND
 CONDITIONS APPLICABLE TO WATER AND WASTEWATER SERVICE
CASE NO. PUR-2023-00073

- **Aqua Virginia Inc. ("Aqua") has applied for approval of a general increase in rates.**
- **Aqua requests a total increase in revenue requirement of about \$6,911,013 million.**
- **A Hearing Examiner appointed by the Commission will hear the case on April 30, 2024.**
- **Further information about this case is available on the State Corporation Commission's website at: scc.virginia.gov/pages/Case-Information.**

On July 27, 2023, Aqua Virginia, Inc. ("Aqua" or "Company") filed with the State Corporation Commission ("Commission") an application pursuant to Chapter 10 of Title 56 (§ 56-232 *et seq.*) of the Code of Virginia ("Code"), Rule 5 VAC 5-20-80 of the Commission's Rules of Practice and Procedure ("Rules of Practice"), and Rule 20 VAC 5-201-10 *et seq.* of the Rules Governing Utility Rate Applications and Annual Informational Filings, requesting authority for a general increase in rates ("Application"). The Company requests that its new rates become effective, subject to refund, pending a final order in this matter, no later than 180 days after the Company's Application is deemed complete.

Aqua states that its Application follows the Company's most recent base rate proceeding in Case No. PUR-2020-00106 and indicates that the Company requests an increase in rates for water and wastewater service to produce an increase in water revenues of \$5,214,892 and an increase in wastewater revenues of \$1,696,121, for a combined increase of \$6,911,013. According to the Application, the requested increases constitute an approximate 33.88% increase in water revenues and a 21.08% increase in wastewater revenues, for a combined increase of 29.49%. Aqua further notes that, by final order entered March 21, 2023, the

Commission approved Aqua's Water and Wastewater Infrastructure Service Charge ("WWISC") Riders. The Company states that since Aqua requests an increase in base rates, the Company proposes changes to the water and wastewater rate design in order to accommodate the reset of the WWISC Riders to \$0. Accordingly, the increase the Company is requesting includes the WWISC.

Aqua states that the requested increase in base rate revenue reflects its costs and revenues for the twelve-month Test Year ended March 31, 2023. The Company has proposed, as appropriate for ratemaking purposes, a capital structure consisting of 48.73% long-term debt, 0.00% short-term debt, and 51.27% common equity and an authorized return on equity capital of 10.50%.

The rates proposed for water and wastewater service in this Application are as follows:

**WATER SERVICE RATE SCHEDULE BY GROUP -
Water 0 (W0), Water 1 (W1), Water 2 (W2), and Water 3 (W3)**

METERED ACCOUNTS: Metered connections shall be charged the monthly base facility charge plus the gallonage charge for all gallons used as set forth below:

Base Facilities Charge Water Group 0: (Residential and Non-residential) - No bill will be rendered for less than the minimum charge set forth below:

Monthly Water Base Facility Charge - Water Group 0 (W0)

Meter Size	<u>W0</u>	Gallons Included in W0 Allowance
Less than 1"	\$38.00	3,000
1"	\$91.55	7,500
1.5"	\$183.08	15,000
2"	\$292.95	24,000
3"	\$585.88	48,000
4"	\$915.45	75,000
6"	\$1,830.92	150,000

**Gallage Charge: (Residential and Non-residential) Per
1,000 gallons used over allowance listed above:**

W0
\$8.58

**Base Facilities Charge Water Group 1 and Water
Group 2: (Residential and Non-residential) - No bill will be
rendered for less than the minimum charge set forth below:**

**Monthly Water Base Facility Charge - Water Group 1
(W1), Water Group 2 (W2), and Water Group 3 (W3)**

Meter Size	W1	W2	W3
Less than 1"	\$25.44	\$25.44	\$15.54
1"	\$57.81	\$57.81	-
1.5"	\$115.63	\$115.63	-
2"	\$185.01	\$185.01	-
3"	\$370.01	\$370.01	-
4"	\$578.15	\$578.15	-
6"	\$1,156.29	\$1,156.29	-

**Gallage Charge: (Residential and Non-residential) Per
1,000 gallons used for all meter sizes by Water Group:**

	W1	W2	W3
	\$9.35	\$10.47	\$4.13
Powhatan Irrigation	\$5.60		

UNMETERED ACCOUNTS Unmetered connections shall be charged as set forth below:

Flat Rate (Unmetered) Water Service

	<u>W0</u>	<u>W1</u>	<u>W2</u>	<u>W3</u>
Residential	\$48.50	\$61.25	\$61.25	\$61.25
Non-residential	\$119.58	\$119.58	\$119.58	\$119.58

PRIVATE FIRE SERVICE FEES: The monthly fee charged for each private fire service connection and/or private fire hydrant shall be as follows for W0, W1, and W2:

<u>Connection Size</u>	<u>Monthly Minimum Charge</u>
1"	\$11.90
1.5"	\$23.80
2"	\$38.09
3"	\$76.18
4"	\$119.02
6"	\$238.06

**WASTEWATER SERVICE RATE SCHEDULE BY GROUP -
Sewer 0 (S0), Sewer 1 (S1), & Sewer 2 (S2)**

METERED ACCOUNTS Metered connections shall be charged the monthly base facility charge plus the gallonage charge for all gallons used as set forth below:

Base Facility Charge: (Residential and Non-residential) -
No bill will be rendered for less than the minimum charges set forth below:

**Monthly Wastewater Base Facility Charge -
Sewer Group 0 (S0)**

Meter Size	S0	Gallons Included in Allowance
Residential Any Size	\$60.00	3,000

Gallonage Charge: (Residential) Per 1,000 gallons used over allowance listed above:

S0
\$16.41 *Monthly usage charges are limited to 6,000 gallons*

Non-Residential Meter Size	<u>S0</u>	Gallons Included in Allowance
<1"	\$60.00	3,000
1"	\$150.00	7,500
1.5"	\$300.00	15,000
2"	\$480.00	24,000
3"	\$960.00	48,000
4"	\$1,500.00	75,000
6"	\$3,000.00	150,000

Gallage Charge: (Non-residential) Per 1,000 gallons used over allowance listed above:

S0
\$19.69

Monthly Wastewater Base Facility Charge Sewer Group 1 (S1) and Sewer Group 2 (S2)

Meter Size	<u>S1</u>	<u>S2</u>
Residential		
Any Size	\$38.50	\$38.50
Non-Residential		
<1"	\$38.50	\$38.50
1"	\$87.51	\$87.51
1.5"	\$175.00	\$175.00
2"	\$279.99	\$279.99
3"	\$560.00	\$560.00
4"	\$874.99	\$874.99
6"	\$1,749.99	\$1,749.99

Gallage Charge: (Residential and Non-residential)

	<u>S1</u>	<u>S2</u>
Residential	\$16.29	\$18.40 <i>Monthly residential usage charges are limited to 6,000 gallons</i>
Non-Residential	\$18.24	\$20.61

UNMETERED ACCOUNTS Unmetered connections shall be charged as set forth below:

Flat Rate (Unmetered) Service:

	<u>S0</u>	<u>S1</u>	<u>S2</u>
Residential	\$106.62	\$106.62	\$106.62
Non-residential	\$277.01	\$277.01	\$277.01

The Company has also requested authorization to make one change to the Rules and Regulations of its tariff. The proposed change includes increasing the connection fees for water and wastewater to \$2,500 and \$4,500, respectively, and is discussed in

greater detail in the Company's Schedule 41 attached to the Application.

Aqua notes that the Company and Great Bay Utilities, Inc. ("Great Bay") filed a Joint Petition with the Commission in Case No. PUR-2023-00044 to request approval to merge Great Bay (a wholly-owned subsidiary of Aqua and a certificated water utility) into the Company with Aqua as the surviving entity. With that merger having been approved by the Commission, Aqua's instant Application includes a request for an increase in rates charged to the customers of the Great Bay system(s).

The details of these and other proposals are set forth in the Company's Application. Interested persons are encouraged to review the Company's Application, testimony and supporting exhibits for the details of these proposals.

TAKE NOTICE that the Commission may adopt rates, charges and/or terms and conditions that differ from those appearing in the Company's Application and supporting documents and may apportion revenues among customer classes and/or design rates in a manner differing from that shown in the Application and supporting documents.

The Commission entered an Order for Notice and Hearing in this proceeding that, among other things, scheduled a public hearing on the Application. The Commission noted that the proposed revenue requirement, if approved, would result in an increase to customer bills. Pursuant to Code § 56-238, the Commission suspended Aqua's proposed rates for a period of 180 days, the maximum allowed by law. In so doing, the Commission noted its awareness of the economic pressures that are impacting all utility customers and stated that it is sensitive to the effects of rate increases, especially in times such as these. The Commission stated, however, that it must follow the laws applicable to this case, as well as the findings of fact supported by the evidence in the record.

On April 30, 2024, at 10 a.m., the Hearing Examiner will hold a telephonic portion of the hearing, for the purpose of receiving the testimony of public witnesses. On or before April 23, 2024, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Hearing Examiner to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling

out a form on the Commission's website at scc.virginia.gov/pages/Webcasting; (ii) by completing and emailing the PDF version of this form to SCCInfo@scc.virginia.gov; or (iii) by calling (804) 371-9141. This public witness portion of the hearing will be webcast at scc.virginia.gov/pages/Webcasting.

On April 30, 2024, at 10 a.m., or at the conclusion of the public witness portion of the hearing, whichever is later, in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, the Hearing Examiner will convene a hearing to receive testimony and evidence related to the Application from Aqua, any respondents, and the Commission's Staff.

To promote administrative efficiency and timely service of filings upon participants, the Commission has directed the electronic filing of testimony and pleadings, unless they contain confidential information, and has required electronic service on parties to this proceeding.

An electronic copy of the public version of the Application may be obtained by submitting a written request to counsel for the Company: John K. Byrum, Jr., Esquire, Woods Rogers Vandevanter Black PLC, 901 East Byrd Street, Suite 1550, Richmond, Virginia, 23219, jbyrum@woodsrogers.com. Interested persons also may download unofficial copies from the Commission's website: scc.virginia.gov/pages/Case-Information.

On or before April 23, 2024, any interested person may submit comments on the Application electronically by following the instructions on the Commission's website: scc.virginia.gov/casecomments/Submit-Public-Comments. Those unable, as a practical matter, to submit comments electronically may file such comments with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2023-00073.

On or before January 30, 2024, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at: scc.virginia.gov/clk/efiling. Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Notices of participation shall include the

email address of the party or its counsel. The respondent shall serve a copy of the notice of participation on counsel to Aqua. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2023-00073.

On or before February 27, 2024, each respondent may file electronically with the Clerk of the Commission at scc.virginia.gov/clk/efiling any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Commission's Staff, the Aqua, and all other respondents. In all filings, respondents shall comply with the Commission's Rules of Practice, as modified by the Commission's Order for Notice and Hearing, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2023-00073.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

The Commission's Rules of Practice, the Commission's Order for Notice and Hearing, the Application and other documents filed in this case may be viewed on the Commission's website at: scc.virginia.gov/pages/Case-Information.

AQUA VIRGINIA, INC.

(10) On or before October 27, 2023, Aqua shall serve a copy of the notice prescribed in Ordering Paragraph (9) of this Order directly on the Company's customers in accordance with

the provisions of Code § 56-237.1 B. Service shall either be made by first-class mail to the customary place of business or residence of the person served or may be included as a prominent and legible bill insert in each customer's respective bill. For those customers who have expressly approved service of bills and other correspondence by electronic means, the notice prescribed in Ordering Paragraph (9) of the Notice Order may be sent electronically.

(11) On or before October 27, 2023, Aqua shall serve a copy of this Order for Notice and Hearing on the following local officials, to the extent the position exists, in each county, city, and town in which the Company provides service in the Commonwealth of Virginia: the chairman of the board of supervisors and county attorney of each county, and the mayor or manager (or equivalent official) and city or town attorney of every city and town. Service shall be made electronically where possible; if electronic service is not possible, service shall be made by either personal delivery or first-class mail to the customary place of business or residence of the person served.

(12) On or before November 17, 2023, Aqua shall file proof of the notice and service required by Ordering Paragraphs (9), (10) and (11), including the name, title, and address of each official served, with the Clerk of the Commission by filing electronically at scc.virginia.gov/clk/efiling.

(13) On or before April 23, 2024, any interested person may file comments on the Application by following the instructions found on the Commission's website: scc.virginia.gov/casecomments/Submit-Public-Comments. Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2023-00073.

(14) On or before January 30, 2024, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation at scc.virginia.gov/clk/efiling. Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (13). Such notice of participation shall include the email addresses of such parties or their counsel. The respondent shall serve a copy of the notice of participation on counsel to Aqua. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2023-00073.

(15) Within five (5) business days of receipt of a notice of participation as a respondent, Aqua shall serve upon the respondent a copy of the Application and supporting materials, unless these materials already have been provided to the respondent.

(16) On or before February 27, 2024, each respondent may file, with the Clerk of the Commission at scc.virginia.gov/clk/efiling, any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address in Ordering Paragraph (13). Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Staff, the Company, and all other respondents simultaneous with its filing. In all filings, respondents shall comply with the Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and*

service, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2023-00073.

(17) Staff shall investigate the Application. On or before March 26, 2024, Staff shall file with the Clerk of the Commission its testimony and exhibits, and each Staff witness's testimony shall include a summary not to exceed one page. Staff shall serve a copy thereof on counsel to Aqua and all respondents.

(18) On or before April 9, 2024, Aqua shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. Aqua shall serve a copy of its rebuttal testimony and exhibits on Staff and all respondents.

(19) All documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(20) The Rules of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within seven (7) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff

attorney, if the interrogatory or request for production is directed to the Staff.¹⁴ Except as modified herein, discovery shall be in accordance with Part IV of the Rules of Practice, 5 VAC 5-20-240 *et seq.*

(21) This matter is continued.

Commissioner Patricia L. West participated in this matter.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.

¹⁴ The assigned Staff attorney is identified on the Commission's website, scc.virginia.gov/pages/Case-Information, by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2023-00073, in the appropriate box.

BOARD OF
SUPERVISORSTHOMAS D. HARVEY
North DistrictERNIE Q. REED
Central DistrictJESSE N. RUTHERFORD
East DistrictJ. DAVID PARR
West DistrictDR. JESSICA LIGON
South DistrictCANDICE W. MCGARRY
County AdministratorAMANDA B. SPIVEY
Administrative Assistant/
Deputy ClerkLINDA K. STATON
Director of Finance and
Human Resources

RESOLUTION R2024-17
NELSON COUNTY BOARD OF SUPERVISORS
RESOLUTION IN SUPPORT OF CONTINUED PARTICIPATION IN THE
VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT'S
EXPLORING MAIN STREET PROGRAM

WHEREAS, the Virginia Department of Housing and Community Development (DHCD) has established the Virginia Main Street Program, which provides technical assistance, consulting services, training and grant funding to communities of all sizes with different levels of experience in, and commitment to, commercial district revitalization; and

WHEREAS, interested cities, towns and counties that are exploring the Virginia Main Street program designation may participate as an affiliate through the Exploring Main Street tier, wherein Lovingson is currently best suited and currently participates as an affiliate member; and

WHEREAS, participation in the Virginia Department of Housing and Community Development's Exploring Main Street Program continues to be of benefit to Nelson County and the Lovingson community; and

WHEREAS, Lovingson understands that participation as an affiliate community does not guarantee selection as a Virginia Main Street Community, and the County will be able to receive affiliate community services from the Exploring Main Street Program as long as the requirements stated in the Program Guidelines are met; and

WHEREAS, as a matter of program compliance, the Exploring Main Street Program guidelines require a resolution of support from the Governing Body be maintained on file with DHCD;

NOW THEREFORE, BE IT RESOLVED, that the Nelson County Board of Supervisors hereby supports Lovingson's continued participation in the Exploring Main Street Program, and

BE IT FURTHER RESOLVED, the Nelson County Board of Supervisors hereby assigns the Director of Tourism and Economic Development to serve as the County's liaison to the Virginia Main Street Program.

Approved: March 12, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors



From: [Candy McGarry](#)
To: [Amanda Spivey](#)
Cc: [Maureen A Kelley](#)
Subject: RE: 02/06 EMS Community Interchange - Follow Up
Date: Friday, March 1, 2024 12:36:15 PM

Amanda,

Let's include this email below in the packet with the consent agenda resolution and highlight the support resolution requirement as below. Thanks!

Candy

From: Maureen A Kelley
Sent: Friday, March 1, 2024 11:00 AM
To: Candy McGarry <CMcGarry@nelsoncounty.org>; Amanda Spivey <aspivey@nelsoncounty.org>
Subject: FW: 02/06 EMS Community Interchange - Follow Up

From: Whitlow, Zachary (DHCD) [<mailto:Zachary.Whitlow@dhcd.virginia.gov>]
Sent: Thursday, February 8, 2024 9:00 AM
Cc: Mailey, Courtney (DHCD) <Courtney.Mailey@dhcd.virginia.gov>; Meyer, Kyle (DHCD) <Kyle.Meyer@dhcd.virginia.gov>; Buergler, Blaire (DHCD) <Blair.Buergler@dhcd.virginia.gov>; Dudding-mcfadden, Ellie (DHCD) <Ellie.Dudding-Mcfadden@dhcd.virginia.gov>; Guzulaitis, Amy (DHCD) <Amy.Guzulaitis@dhcd.virginia.gov>
Subject: 02/06 EMS Community Interchange - Follow Up

Hello EMS Communities,

The [Virginia Main Street](#) (VMS) team greatly enjoyed seeing everyone earlier this week during the 02/06 Exploring Main Street (EMS) Community Interchange!

For those that couldn't join the Interchange or simply want to review what was discussed, please view the attached presentation. A recording can be viewed [here](#)!

Here are a few important updates:

- The deadline to submit your [2023 EMS Annual Report](#) has been extended to **Friday, March 29, 2024**. While we've received a good number of responses so far, the VMS team hopes to receive even more to help us identify opportunities to support and grow Main Street efforts in active EMS communities across the state.
- Apart from having all active EMS communities complete an annual report to measure progress, **the VMS team is looking to secure documentation** that's missing from our records. Unless you're fairly new to the program, communities should have received a letter in early 2023, detailing what's required. On file with the VMS program, you must

have a completed EMS application, **resolution adopted by the local government denoting their support**, and a boundary map of your district. If securing this documentation is something your community hasn't already done or needs to do to reaffirm its commitment, you'll be contacted by your VMS representative soon, and he or she can provide more assistance / guidance. Like the EMS Annual Report, we're hoping to wrap up this effort by **Friday, March 29, 2024**.

- **FY2025 VMS grant applications are now open** via [DHCD CAMS](#), and a recording of the [how-to-apply webinar](#), as well as the [presentation slides](#), are available at dhcd.virginia.gov/vms under the "Resources" section. You can also reference the [FY25 VMS Grant Manual](#) for complete information.
- **Registration has opened for the spring VMS Regional Rev-Up Workshop(s)** that'll be held next month in South Boston (March 18), Lexington (March 20), and Tappahannock (March 22). Focused on strategic volunteer engagement, Katherine (Katie) H. Campbell, volunteer management professional, will demonstrate a strategic blueprint designed to uncover your organization's strengths and spotlight areas primed for enhancement, and offer a wealth of professional insights, supported by a Toolkit filled with practical examples and additional resources. Communities have the option to select which VMS Rev-Up workshop they'd like to attend. Training content will be the same at all three workshops so choose the location that's most convenient for you. Click [here](#) to learn more / register!

If you have any questions, don't hesitate to reach out to your VMS representative! If you are unsure as to who is VMS representative, please email mainstreet@dhcd.virginia.gov to confirm your primary point of contact.

Best,

Zachary Whitlow, MSARP

Virginia Main Street Program Administrator

Virginia Department of Housing and Community Development (DHCD)

804-380-0230

zachary.whitlow@dhcd.virginia.gov



BOARD OF
SUPERVISORSTHOMAS D. HARVEY
North DistrictERNIE Q. REED
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East DistrictJ. DAVID PARR
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County AdministratorAMANDA B. SPIVEY
Administrative Assistant/
Deputy ClerkLINDA K. STATON
Director of Finance and
Human Resources

PROCLAMATION P2024-01
NELSON COUNTY BOARD OF SUPERVISORS
MARCH IS AMERICAN RED CROSS MONTH

WHEREAS, During American Red Cross Month in March, we recognize the compassion of people in Nelson County and reaffirm our commitment to care for one another in times of crisis; and

WHEREAS, this generous spirit is woven into the fabric of our community and advances the humanitarian legacy of American Red Cross founder Clara Barton — one of the most honored women in our country's history — who nobly dedicated herself to alleviating suffering; and

WHEREAS, today, kindhearted individuals in our community exemplify Barton's commitment as they step up through your American Red Cross, Central Virginia Chapter to provide a beacon of hope for our neighbors in need; and

WHEREAS, through their voluntary and selfless contributions, they make a lifesaving difference in people's darkest hours — More than 250 Red Cross volunteers provided 134 Central Virginia families with shelter, food, and comfort after a home fire; helped collect and process more than 18,000 blood donations for hospital patients; supported hundreds of military families, veterans and caregivers through the unique challenges of service; and helped save lives through providing nearly 14,000 residents with first aid, CPR and other skills training; and

WHEREAS, the Nelson County Board of Supervisors hereby recognizes this month of March in honor of all those who lead with their hearts to serve people in need, and we ask everyone to join in this commitment to strengthen our community.

NOW, THEREFORE BE IT RESOLVED, that the Nelson County Board of Supervisors do hereby proclaim March 2024 as Red Cross Month. We encourage all citizens of Nelson County, Virginia to reach out and support its humanitarian mission.

Approved: March 12, 2024

Attest: _____, Clerk
Nelson County Board of Supervisors



NELSON COUNTY PRE-APPLICATION SUBMISSIONS AND ROUTE 151 PROGRESS REPORT

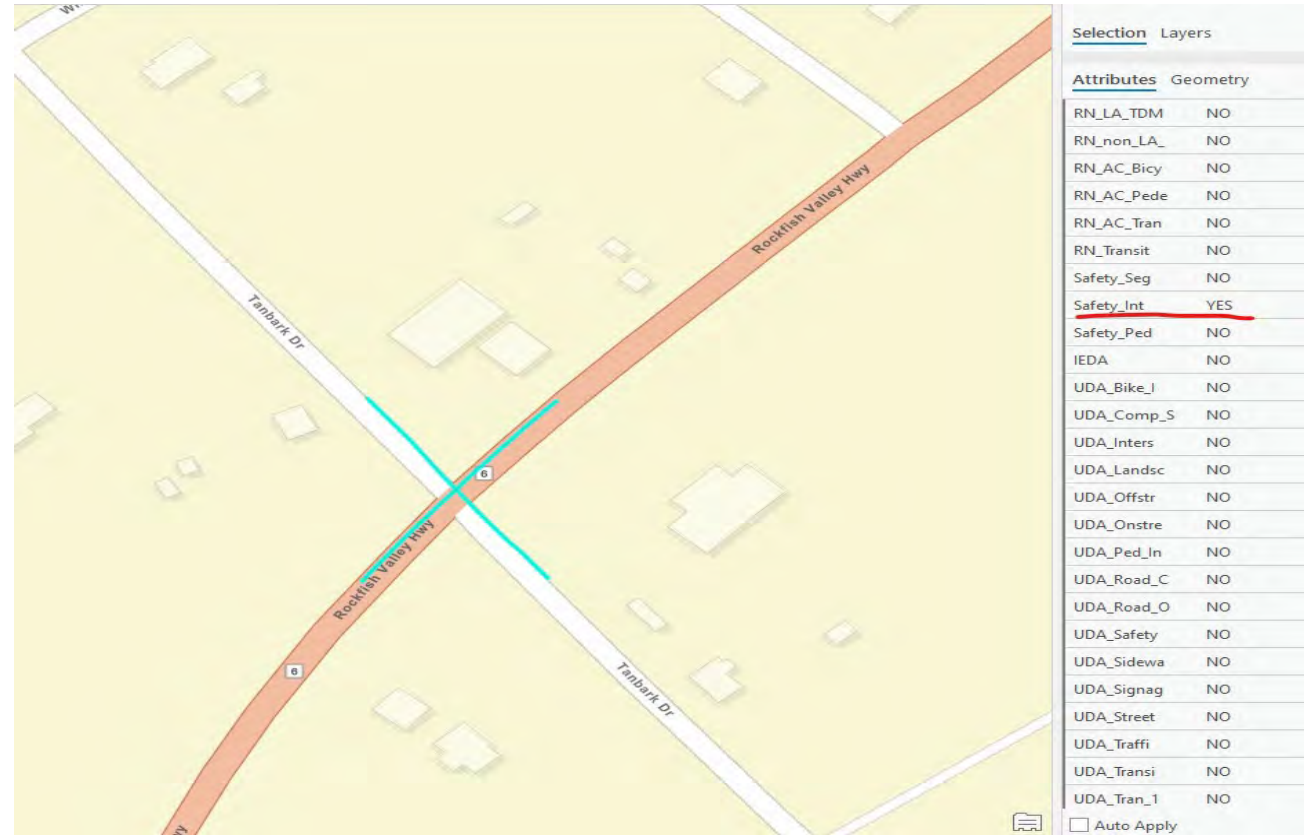
| Carson Eckhardt, District Transportation Planner

Route 151 Update

- **Second Public Input meeting was held November 1st.**
- **The Public Survey period ran from December to January.**
 - **There were 829 participants with over 1,000 comments on the survey.**
- **Feedback was supportive of the alternatives for the study. This feedback helped form the basis of what is going to be submitted this round of SMART SCALE.**

1. Route 151 at Tanbark Dr. Intersection Improvements

- **Problems:**
 - Sight distance
 - PSI Ranking: 83 (2016 – 2020), 115 (2018 – 2022)
- **Solutions:**
 - Roundabout solution as a long-term safety improvement.



- **VTrans Support**
 - 'Safety_Int' – Safety Intersection (2021 / 2023)
 - 'RN_AC_Tran' – Transit Access (2021)

Route 151 at Tanbark Drive



Legend

- Proposed Road
- Proposed Shared Use Path
- Proposed Grass Area
- Existing GIS Parcel Boundaries

Project Name - Nelson County, Virginia - UPC XXXXX
 These plans are unfinished and unapproved and are not to be used for any type of construction or the acquisition of Right of Way. Additional Easements for Right of Way may be required beyond the proposed right-of-way shown on these plans.

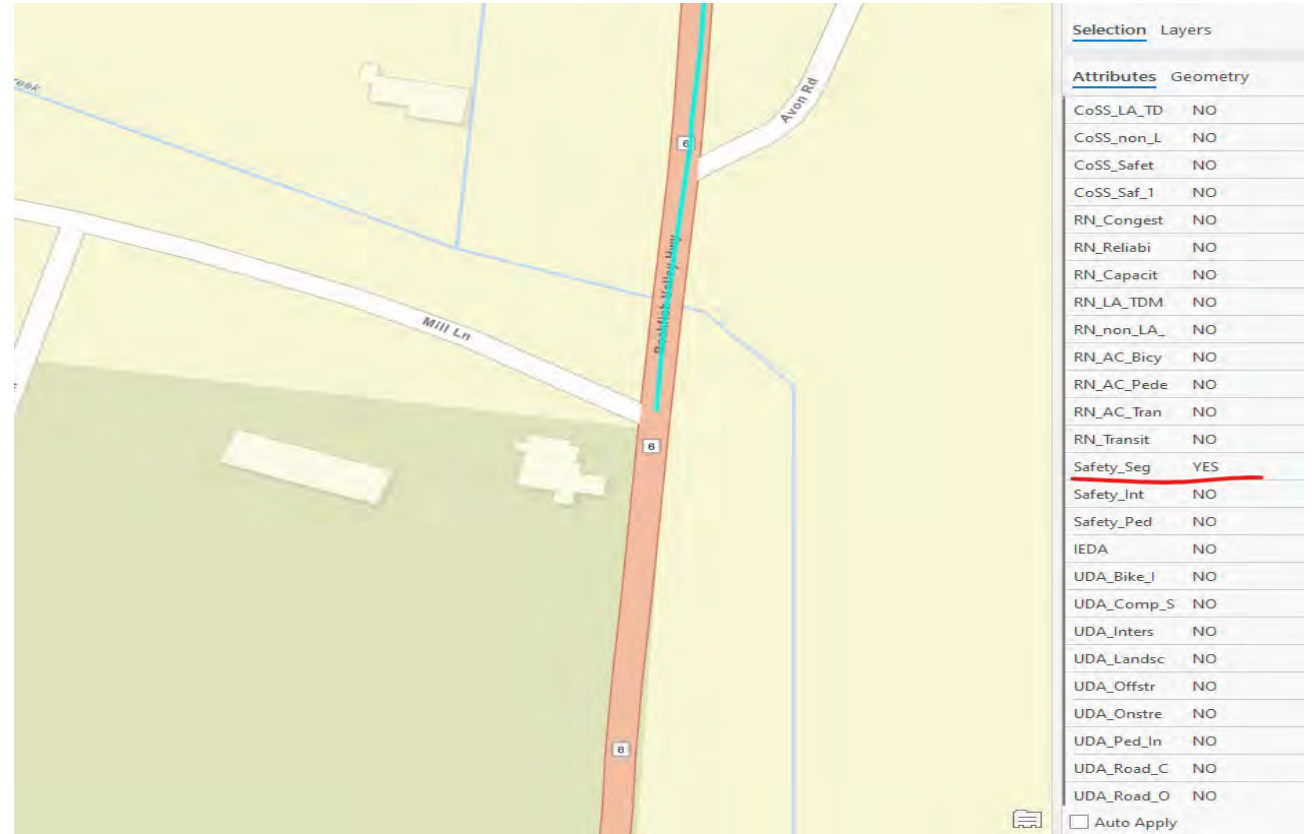
2. Route 151 at Mill Ln. Intersection Improvements

- **Problems:**

- Access Management
- Sight Distance Concerns

- **Solutions:**

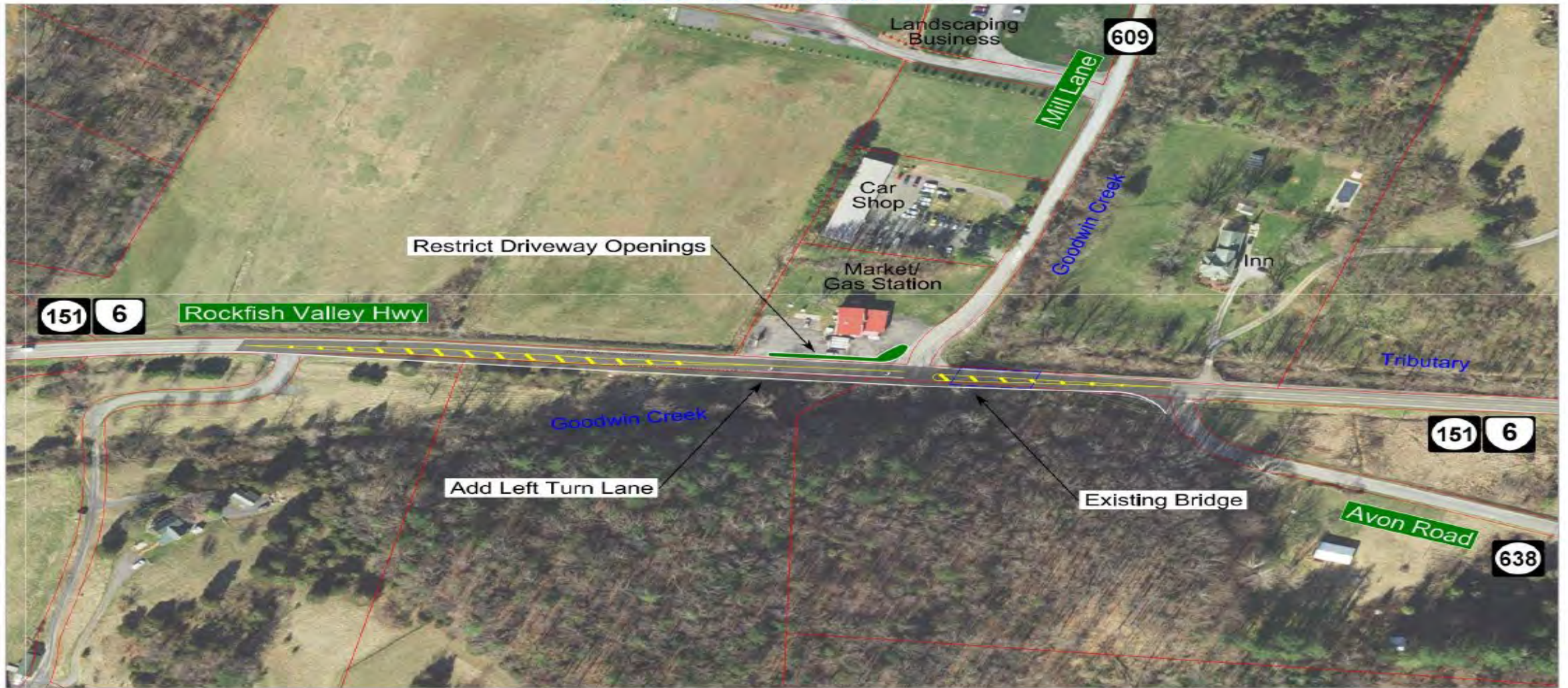
- Add dedicated NB LTL
- Modify access to gas station on 151



- **VTrans Support**

- 'Safety_Seg' – Safety Segment (2023)
- 'RN_AC_Tran' – Transit Access (2021)

Route 151 at Mill Lane



Legend



Proposed Road



Proposed Shared Use Path



Proposed Grass Area



Existing GIS Parcel Boundaries

Project Name - Nelson County, Virginia - UPC XXXXX
These plans are unfinished and unapproved and are not to be used for any type of construction or the acquisition of Right of Way. Additional Easements for Right of Way may be required beyond the proposed right-of-way shown on these plans.

3. Route 151 at Rockfish School Ln. Intersection Improvements

- **Problems:**
 - Volume warrants SB LTL
- **Solutions:**
 - Add RTL on both Route 151 and Rockfish School Lane



- **VTrans Support**
 - No VTrans Data Support

Route 151 at Rockfish School Lane



Legend



Proposed Road



Proposed Shared Use Path



Proposed Grass Area

Existing GIS Parcel Boundaries

Project Name - Nelson County, Virginia - UPC XXXXX
These plans are unfinished and unapproved and are not to be used for any type of construction or the acquisition of Right of Way. Additional Easements for Right of Way may be required beyond the proposed right-of-way shown on these plans.

Summary of Round 6

- **With the changes to Round 6 of SMART SCALE, there will be more emphasis on internal review and validation from VDOT.**
- **As SMART SCALE is a data-driven process, the study data used for projects must be up to date for our internal departments within VDOT to check off on the project submission.**

Upcoming Schedule

- **The upcoming schedule for SMART SCALE is the following (can be found on the SMARTSCALE website at <https://smartscale.org>)**
 - **March 1st, 2024: Pre-Apps Open**
 - **April 1st, 2024: Pre-Apps Close**
 - **July 15th, 2024: Supporting documentation due for all applications**
 - **August 1st, 2024: Round 6 Full Applications due.**

Any Questions?

Carson Eckhardt, District Transportation Planner

Carson.Eckhardt@vdot.virginia.gov

434-473-0946

Jerry West, Director
jwest@nelsoncounty.org

March 2024

News:

- We are excited to announce the hiring of our new Recreation Specialist, Jacob Floyd who started with the department on March 8. Jacob is a Nelson native, participated in our programs as a youth and now excited to oversee them in a professional role. He will graduate in May from Liberty University where he is finishing his last class online for a degree in Sports and Recreation Management. He is also currently helping coach varsity baseball at Nelson County High School this spring.

Marketing:

- Social media posts for both NCPR, Blue Ridge Tunnel, Virginia Blue Ridge Railway Trail

Athletics:

- Gymnastics is offering 10 classes this spring
- Zumba is held at the Nelson Center 4 days per week.
- Tae Kwon Do classes held on Tuesday and Thursday nights at the Nelson Center.
- We held a youth volleyball clinic on February 20 where we had 18 children attend. This clinic is instructed by and supports the NCHS Volleyball Program.
- Youth soccer is getting underway with our biggest season in quite some time! We have 236 children registered.
 - U6 Lil Kickers (4-5yr olds): 59 children
 - U8 (6-7yr olds): 61 children
 - U11 (8-10yr olds): 81 children
 - U15 (11-14yr olds): 36 children
- NFL Flag Football registrations end on March 12. As of March 7, we have our largest season to date for this league as well with 55 children and still growing!
 - 7-9yr olds: 23 children
 - 10-12yr olds: 32 children

Programs:

- Yoga Classes are still being held on Sunday afternoons from 2-3. We have been averaging about 18-20 participants each week. Classes for months March – May are now open for registration.
- Our Intro to Pickleball classes were held from Jan 14-Feb 4 with a full 9 registered and our current class from Feb. 24-Mar. 17 is also full with 9 registered.

Special Events:

- No new special events during February

Meetings:





- We have been holding meetings for our spring races: Piney River Mini Bi-Tri Athlon and the Nelson Downriver Race
 - Registrations are now open and we are planning for good attendance.
- We have been meeting with Rockfish River Elementary School and Three Ridges Touring on a joint Rockfish Bike Rodeo event to be held at RRES in April.
- Jerry attended the month Crozet Tunnel Foundation meeting on February 15.
- We met with and are partnering with the Forestry Department to do a tree giveaway at The Nelson Center in the near future.
- Jerry attended the Virginia Recreation and Parks Society: Western Service Area meeting in Woodstock, VA on February 28 at Shenandoah County Parks and Recreation's new Recreation Activities Center.

Parks & Trails:

- We performed more tree clean up work along the Virginia Blue Ridge Railway Trail on March 5.
- The Massies Mill Ruritan Club held a work day at the Tye River Park and has cleared the majority of brush out of there and will be planting grass throughout the area. A new sign will be placed at the site in the near future to help promote the site.

- We have kicked off 2 new campaigns enhance both the Piney River Trailhead of the Virginia Blue Ridge Railway Trail as well as the Blue Ridge Tunnel.
 - Cover The Caboose
 - Nelson County Parks and Recreation has teamed up with the Fleetwood Harmony Masonic Lodge No. 92 to raise funds to construct a cover over the Piney River Caboose.
 - The Caboose sits at the Piney River Trailhead of the Virginia Blue Ridge Railway Trail. It had been used in the area for many years before being decommissioned in 1960 to make way for newer steel, bay window cabooses. In the 2010's Nelson native, the late Ted Hughes sought after the caboose where it had been sitting in Rapidan, VA to return it to its glory and be placed alongside the now Virginia Blue Ridge Railway Trail adjacent to the Piney River Depot. Mr. Hughes along with many friends completed the restoration of the caboose in its current location during 2019.
 - It is the goal of Nelson County Parks and Recreation to minimize weathered wear to the caboose by constructing a structure over the caboose which will help preserve it and extend the pristine lifespan made possible by Mr. Hughes and crew.
 - Donations can be made to the Fleetwood Harmony Masonic Lodge in the form of cash, check or online by card. Please indicate "Cover The Caboose" on all donations.
 - Mail donations to: Fleetwood Harmony Masonic Lodge No. 92, PO Box 172, Lovington, VA 22949 or drop off to the Nelson County Parks and Recreation Department office located in The Nelson Center.
 - Donation Tiers (including benefits at each level)
 - \$100: Brakeman – Limited Edition PRVA Sticker available only to CTC Sponsors
 - \$250: Conductor – Limited Edition PRVA Sticker available only to CTC Sponsors and Name on Plaque
 - \$500: Iron Horse – Limited Edition PRVA Sticker available only to CTC Sponsors, Name on Plaque, Engraved Glass. 2 Tickets to Completion Reception
 - \$1000: Club 1914 – Limited Edition PRVA Sticker available only to CTC Sponsors, Name on Plaque, Engraved Glass, 4 Tickets to Completion Reception
 - Each ticket to the reception will also receive a complementary engraved glass.
 - "Club 1914" Corporate sponsors will have the opportunity to have their logo on a banner displayed at reception and will remain at the trail for 12 months following the reception.
 - All donors of \$100 or more will be included on a plaque to be displayed on site.
 - Blue Ridge Tunnel: Western Portal Stone
 - The Crozet Tunnel Foundation has kicked off a fundraising campaign to return and display the Western Portal Stone to the Western Trail of the Blue Ridge Tunnel Trail.
 - This two-piece portal stone, or plaque, once filled the now-empty space you see at the highest point of the western portal entry arch. It features the names of public figures important to the tunnel's planning and completion in the 1850's. The western portal stone was placed in the early 1900's, well after the tunnel was first built in the 1850's. However, historic photos tell us that the plaque likely broke into several pieces almost immediately after installation.
 - The stone was removed from the tunnel around 1970 and moved to VMI where it was planned to be permanently displayed in a ceremony during their Founders Day program that year. However, plans fell through when Albert Sincolf, C&O Railroad public affairs manager fell ill and the ceremony was cancelled. The stones have been sitting on a pallet at VMI ever since.
 - The VMI Museum has agreed to gift the portal stones back to the Blue Ridge Tunnel Foundation and Nelson County to be on permanent display outside of the Western Portal.
 - While all monetary donations are welcome, donors of \$1000 and above will receive a custom engraved brick that will be incorporated into the interpretive display of the portal stones. Financial supporters who contribute above \$2500 will receive a brick and 2 VIP passes to a private unveiling ceremony followed by a reception at a local vineyard.

***Fiscal Year 2024-2025 Proposed Budget Calendar**

 Indicates Regular Board Meeting	 Indicates Related to Taxes
 Indicates Budget Work Session	 Indicates Related to Budget Public Hearing

Provide Agency Workbook at Regular Board Meeting:	January 9, 2024
Introduce Budget at Regular Board Meeting:	Tuesday, March 12, 2024
Budget Work Sessions:	March 13, March 14, 2024 (3pm) & March 15
Budget Work Sessions:	March 18 – March 22 & March 25th 2024
Decide if Changes to RE & PPTX are to be Made Authorize Public Hearing on Rates if Increased For April 11th (Per §58.1-3007 7 Day Notice)	
**Budget Work Sessions If Needed:	April 2 (am) – April 5, 2024
Board of Supervisors Regular Meeting: Authorize Budget Public Hearing for May 14th Set RE & PPTX Rates and PPTRA% Distribution (Per §58.1-3001) If No Increase	Tuesday, April 9, 2024
Additional Budget Work Session if Needed: Public Hearing on Increase in Tax Rates if Needed Set RE & PPTX Rates and PPTRA% Distribution (Per §58.1-3001) 8 Days' Notice from April 4th Notice Publication	Thursday, April 11, 2024
Budget Public Hearing Ad Sent to Paper for May 14th:	Friday, April 26, 2024
Budget Public Hearing Advertised for May 14th:	Notice Published Thursday, May 2, 2024 (Must be at least 7 days prior to public hearing per §15.2-2506 – 12 days' notice)
Tax Rates and PPTRA% Given to COR:	Friday, April 12, 2024
Board of Supervisors Regular Meeting: FY25 Budget Public Hearing (12 Days' Notice)	Tuesday, May 14, 2024 (Must be at least 7 days after the public hearing notice per §15.2-2506)
Tax Bills Sent Out by TR:	Week of May 13, 2024
Board of Supervisors Regular Meeting: FY25 Budget Adoption & Appropriation	Tuesday, June 11, 2024 (Must be at least 7 days after public hearing per §15.2-2506)

**Calendar may be adjusted based on the rate of progress of the Board's work on the budget*

*** Staff is unavailable for work sessions March 26th – April 1st*

FY25 GENERAL FUND EXPENDITURE SYNOPSIS - Proposed Budget March 12, 2024

Expenditure by Dept.	FY23-24	FY24-25	Increase/Decrease	% Change
	Amended Budget As of February 2024	Introduced Budget As of March 2024		
Board of Supervisors	\$158,680.00	\$173,472.00	\$14,792.00	9.32%
County Administrator	\$365,480.00	\$379,892.00	\$14,412.00	3.94%
County Attorney	\$100,000.00	\$100,000.00	\$0.00	0.00%
Commissioner Of The Revenue	\$314,778.00	\$325,693.00	\$10,915.00	3.47%
Treasurer	\$404,332.00	\$426,179.00	\$21,847.00	5.40%
Finance & Accounting	\$374,686.00	\$400,676.00	\$25,990.00	6.94%
Technology	\$334,399.00	\$367,576.00	\$33,177.00	9.92%
Land Use Panel	\$4,068.00	\$1,077.00	-\$2,991.00	-73.53%
Board of Elections	\$113,277.00	\$66,612.00	-\$46,665.00	-41.20%
Registrar	\$276,456.00	\$288,758.00	\$12,302.00	4.45%
Circuit Court	\$89,628.00	\$90,957.00	\$1,329.00	1.48%
General District Court	\$8,409.00	\$6,809.00	-\$1,600.00	-19.03%
Magistrate	\$325.00	\$175.00	-\$150.00	-46.15%
Nelson VJCCA	\$65,566.00	\$65,566.00	\$0.00	0.00%
J & D District Court	\$4,784.00	\$4,793.00	\$9.00	0.19%
Clerk of Circuit Court	\$497,523.00	\$453,073.00	-\$44,450.00	-8.93%
Adult Drug Court	\$172,000.00	\$171,794.00	-\$206.00	-0.12%
Commonwealth Attorney	\$681,525.00	\$677,586.00	-\$3,939.00	-0.58%
Sheriff	\$2,914,041.00	\$2,833,173.00	-\$80,868.00	-2.78%
Emergency Services	\$764,317.00	\$729,409.00	-\$34,908.00	-4.57%
Emergency Services Council	\$631,090.00	\$633,779.00	\$2,689.00	0.43%
E-911 Program	\$652,522.00	\$698,319.00	\$45,797.00	7.02%
Forest Fire Service	\$20,986.00	\$20,986.00	\$0.00	0.00%
Paid EMS	\$1,401,614.00	\$1,618,223.00	\$216,609.00	15.45%
Regional Jail	\$1,393,432.00	\$1,622,450.00	\$229,018.00	16.44%
Building Inspector	\$429,232.00	\$405,433.00	-\$23,799.00	-5.54%
Animal Control	\$339,636.00	\$364,841.00	\$25,205.00	7.42%
Medical Examiner	\$160.00	\$160.00	\$0.00	0.00%
Waste Management	\$1,449,201.00	\$1,541,632.00	\$92,431.00	6.38%
Buildings and Grounds	\$894,931.00	\$955,339.00	\$60,408.00	6.75%
Motor Pool	\$200,000.00	\$247,000.00	\$47,000.00	23.50%
Local Health Department	\$357,526.00	\$357,637.00	\$111.00	0.03%
Mental Health	\$150,000.00	\$150,000.00	\$0.00	0.00%
At Risk Youths & Families (CSA)	\$2,028,756.00	\$2,032,511.00	\$3,755.00	0.19%
Community College	\$2,513.00	\$2,117.00	-\$396.00	-15.76%
Parks and Recreation	\$380,888.00	\$360,283.00	-\$20,605.00	-5.41%
Planning	\$236,619.00	\$235,994.00	-\$625.00	-0.26%
Tourism & Economic Development	\$550,429.00	\$513,506.00	-\$36,923.00	-6.71%
Economic Development	\$87,500.00	\$20,000.00	-\$67,500.00	0.00%
Soil & Water Conservation Board	\$34,067.00	\$35,089.00	\$1,022.00	3.00%
Litter Control	\$13,032.00	\$0.00	-\$13,032.00	-100.00%
VPI & SU Extension Service	\$57,216.00	\$57,216.00	\$0.00	0.00%
Non-Departmental	\$1,817,498.00	\$1,728,210.00	-\$89,288.00	-4.91%
Capital Outlay	\$3,134,918.00	\$2,247,243.00	-\$887,675.00	-28.32%
General Fund Refunds	\$52,000.00	\$32,000.00	-\$20,000.00	-38.46%
Transfers	\$26,832,973.00	\$25,120,434.00	-\$1,712,539.00	-6.38%
Capital Projects - County Office Building	\$249,570.00	\$0.00	-\$249,570.00	100.00%
Capital Projects - Bond Issuance	\$0.00	\$0.00	\$0.00	100.00%
Contingency from recurring revenue	\$509,702.00	\$482,693.00	-\$27,009.00	100.00%
Contingency from non-recurring revenue	\$213,352.00	\$441,288.00	\$227,936.00	100.00%
TOTAL EXPENDITURE BUDGET	\$51,765,639.00	\$49,487,653.00	-\$2,277,984.00	-4.40%

FY24 GENERAL FUND REVENUE SYNOPSIS - Proposed Budget March 28, 2023

Revenues	FY23-24	FY24-25	Increase/Decrease	% Change
	Amended Budget	Introduced Budget		
	As of February 2024	As of March 2024		
Real Estate Taxes	\$20,604,678.00	\$20,890,068.00	\$285,390.00	1.39%
Public Service Tax	\$1,303,291.00	\$1,008,000.00	-\$295,291.00	-22.66%
Personal Property Taxes	\$6,085,670.00	\$6,013,768.00	-\$71,902.00	-1.18%
Machinery and Tools Tax	\$72,189.00	\$75,000.00	\$2,811.00	3.89%
Late Tax Penalty	\$255,613.00	\$255,613.00	\$0.00	0.00%
Late Tax Interest	\$162,800.00	\$162,800.00	\$0.00	0.00%
Local Sales & Use Taxes	\$2,190,076.00	\$2,190,076.00	\$0.00	0.00%
Utility Taxes	\$500,000.00	\$537,266.00	\$37,266.00	7.45%
Business Licenses	\$54,000.00	\$48,510.00	-\$5,490.00	-10.17%
Utility Franchise Tax	\$80,000.00	\$80,000.00	\$0.00	0.00%
Motor Vehicle Licenses	\$754,261.00	\$740,090.00	-\$14,171.00	-1.88%
Bank Franchise Tax	\$109,728.00	\$109,728.00	\$0.00	0.00%
Recordation Taxes	\$300,000.00	\$350,000.00	\$50,000.00	16.67%
Tansient Lodging Tax	\$1,800,000.00	\$2,268,000.00	\$468,000.00	26.00%
Meals Tax	\$1,350,000.00	\$1,589,026.00	\$239,026.00	17.71%
Dog Licenses	\$15,130.00	\$13,200.00	-\$1,930.00	-12.76%
Permit Fees	\$345,353.00	\$419,579.00	\$74,226.00	21.49%
Court Fines & Forfeitures	\$164,750.00	\$241,150.00	\$76,400.00	46.37%
Interest on Investments	\$500,000.00	\$1,345,860.00	\$845,860.00	169.17%
Rental Income & Sale of Property	\$35,014.00	\$4,150.00	-\$30,864.00	0.00%
Court Costs	\$26,030.00	\$26,030.00	\$0.00	0.00%
Commonwealth Attorney Fees	\$2,200.00	\$2,200.00	\$0.00	0.00%
Landfill Fees	\$216,000.00	\$222,000.00	\$6,000.00	2.78%
Recreation Fees	\$42,000.00	\$42,000.00	\$0.00	0.00%
Sale of Literature	\$202.00	\$202.00	\$0.00	0.00%
Expenditure Refunds	\$110,816.00	\$12,600.00	-\$98,216.00	-88.63%
Miscellaneous	\$100,620.00	\$104,411.00	\$3,791.00	3.77%
Recovered Costs	\$889,800.00	\$917,200.00	\$27,400.00	3.08%
Total Local Sources Budget	\$38,070,221.00	\$39,668,527.00	\$1,598,306.00	4.20%
Non-Categorical State Aid	\$465,350.00	\$472,011.00	\$6,661.00	1.43%
Shared Expenses State Comp. Board	\$2,063,115.00	\$2,140,135.00	\$77,020.00	3.73%
Public Assistance & CSA	\$1,968,206.00	\$2,085,740.00	\$117,534.00	5.97%
Other Categorical Aid	\$776,711.00	\$197,354.00	-\$579,357.00	-74.59%
Total Commonwealth Budget	\$5,273,382.00	\$4,895,240.00	-\$378,142.00	-7.17%
Payment In lieu of Taxes	\$62,150.00	\$62,150.00	\$0.00	0.00%
Categorical Aid Federal	\$1,668,970.00	\$1,284,309.00	-\$384,661.00	-23.05%
Total Federal Budget	\$1,731,120.00	\$1,346,459.00	-\$384,661.00	-22.22%
Non-Revenue Receipts (Insurance recovery)	\$20,000.00	\$0.00	-\$20,000.00	0.00%
Bond Proceeds	\$0.00	\$0.00	\$0.00	100.00%
Transfers From Other Funds	\$0.00	\$0.00	\$0.00	0.00%
Total Other Financing Sources Budget	\$20,000.00	\$0.00	-\$20,000.00	-100.00%
Prior Year Balances Budget	\$6,670,916.00	\$3,577,427.00	-\$3,093,489.00	-46.37%
TOTAL REVENUE BUDGET	\$51,765,639.00	\$49,487,653.00	-\$2,277,986.00	-4.40%

	<u>Agency Requests</u>	<u>FY24 Amended</u>	<u>FY24 Projected</u>	<u>FY25 Requested</u>	<u>%</u>	<u>Staff Changes</u>	<u>BOS Changes</u>	<u>FY24 Revised</u>	<u>Change</u>	<u>%</u>
51010	Health Department	\$357,526	\$340,607	\$357,637	0.0%			\$357,637	\$111	0.0%
52010	Region Ten	\$150,000	\$150,000	\$150,000	0.0%			\$150,000	\$0	0.0%
64010	PVCC	\$2,513	\$2,513	\$2,117	-15.8%			\$2,117	-\$396	-15.8%
82030	T.J. Soil & Water Conservation Board	\$34,067	\$34,067	\$35,089	3.0%			\$35,089	\$1,022	3.0%
91030.5619	ARPA Expenditures (NCHS Roof Project)	\$128,138	\$0	\$128,138	0.0%			\$128,138	\$0	0.0%
91030	Non-Departmental Expenditures 91030	\$1,438,823	\$1,292,557	\$1,236,053	-14.1%	-\$13,129		\$1,222,924	-\$215,899	-15.0%
	Subtotal Agency and Non-Departmental	\$2,111,067	\$1,819,744	\$1,909,034	-9.6%	-\$13,129	\$0	\$1,895,905	-\$215,162	-10.2%
			-\$291,323							
	<u>Capital Outlay & Non-Recurring Expense</u>	<u>FY24 Amended</u>	<u>FY24 Projected</u>	<u>FY25 Requested</u>	<u>%</u>	<u>Staff Changes</u>	<u>BOS Changes</u>	<u>FY25 Revised</u>	<u>Change</u>	<u>%</u>
91050.1003	Lexipro Software (Sheriff)	\$16,031	\$12,804	\$0	-100.0%			\$0	-\$16,031	-100.0%
91050.1005	ECC UPS Replacement (E911)	\$59,359	\$59,359	\$0	-100.0%			\$0	-\$59,359	-100.0%
91050.1006	Tower UPS Replacements	\$107,000	\$82,711	\$0	100.0%			\$0	-\$107,000	100.0%
91050.1007	Replace Trimble GPS Units	\$27,850	\$12,747	\$0	100.0%			\$0	-\$27,850	100.0%
91050.7001	Large Format Pinter/Scanner (BI/P&Z)	\$10,000	\$10,106	\$0	100.0%			\$0	-\$10,000	100.0%
91050.7008	Courthouse Tree Removal	\$17,110	\$17,110	\$0	100.0%			\$0	-\$17,110	100.0%
91050.7014	Polling Precincts ADA Upgrades	\$0	\$20,532	\$0	100.0%			\$0	\$0	-100.0%
91050.7018	Voting Machine Replacement	\$0	\$0	\$151,200	100.0%			\$151,200	\$151,200	-100.0%
91050.7020	FY22 Compensation Study	\$9,518	\$9,518	\$0	-100.0%			\$0	-\$9,518	-100.0%
91050.7156	IT Network Server Replacement	\$0	\$0	\$30,000	100.0%			\$30,000	\$30,000	100.0%
91050.7164	Circuit Court A/V Replacement	\$0	\$0	\$18,000	100.0%			\$18,000	\$18,000	100.0%
91050.7023	Comprehensive Plan Update	\$93,507	\$56,868	\$0	-100.0%			\$0	-\$93,507	-100.0%
91050.7025	Website Development & Upgrade	\$3,000	\$3,000	\$0	-100.0%			\$0	-\$3,000	-100.0%
91050.7027	IT Network Penetration Testing	\$17,600	\$17,600	\$21,000	100.0%			\$21,000	\$3,400	100.0%
91050.7050	Phone System Configuration (Federal Standards)	\$0	\$0	\$10,000	100.0%			\$10,000	\$10,000	100.0%
91050.7033	Microwave Batteries DC Plant	\$0	\$0	\$98,850	100.0%			\$98,850	\$98,850	100.0%
91050.7035	Replace CAD/Mapping Workstation	\$0	\$0	\$6,000	100.0%			\$6,000	\$6,000	100.0%
91050.7073	Sturt Park Development (Moved from Non-Dep)	\$71,600	\$0	\$71,600	0.0%			\$71,600	\$0	0.0%
91050.7074	Master Planning - Former Larkin Property	\$0	\$19,800	\$0				\$0	\$0	
91050.7078	7 Sheriff Vehicles & Equipment	\$253,068	\$253,068	\$448,000	77.0%	-\$192,000		\$256,000	\$2,932	1.2%
91050.7080	1 Motor Pool Vehicle	\$0	\$0	\$40,000	100.0%			\$40,000	\$40,000	100.0%
91050.7081	2 Maintenance Trucks	\$0	\$0	\$0	-100.0%			\$0	\$0	-100.0%
91050.7105	Solid Waste Roll-off Truck	\$0	\$0	\$0	0.0%			\$0	\$0	0.0%
91050.7084	ECC First Response Vehicle	\$0	\$0	\$72,500	100.0%			\$72,500	\$72,500	-100.0%
91050.7085	Emergency Vehicles	\$403,293	\$467,773	\$391,511	-2.9%			\$391,511	-\$11,782	-2.9%
91050.7090	Business Park Study	\$0	\$0	\$0	0.0%			\$0	\$0	0.0%
91050.7092	Radio Subscriber Upgrade & Install County/EMS	\$1,400,000	\$1,400,000	\$0	100.0%			\$0	-\$1,400,000	100.0%
91050.7093	Radio Improvements Wintergreen	\$0	\$0	\$196,000	0.0%			\$196,000	\$196,000	-100.0%
91050.7095	Animal Shelter Roof Replacement	\$0	\$0	\$38,982	0.0%			\$38,982	\$38,982	0.0%
91050.7102	VACORP Deductible-Legal Defense	\$0	\$140	\$0	0.0%			\$0	\$0	0.0%
91050.7135	Phone System Upgrade	\$0	\$0	\$7,800	100.0%			\$7,800	\$7,800	100.0%

91050.7140	Department of Elections Security Compliance	\$36,900	\$36,900	\$36,900	0.0%			\$36,900	\$0	0.0%
91050.7141	ProVal Migration-SQL License	\$0	\$0	\$0	0.0%			\$0	\$0	0.0%
	Capital Outlay & Non-Recurring Expense	FY24 Amended	FY24 Projected	FY25 Requested	%	Staff Changes	BOS Changes	FY25 Revised	Change	%
91050.7017	Transfer Station Tipping Floor	\$0	\$0	\$260,000	0.0%			\$260,000	\$260,000	0.0%
91050.7150	IT Network Event Logging Solution	\$0	\$0	\$12,000	-100.0%			\$12,000	\$12,000	0.0%
91050.7155	BOS Meeting Streaming/Indexing/Transcription Solution	\$0	\$0	\$76,000	-100.0%			\$76,000	\$76,000	100.0%
91050.7110	NG 911 Costs	\$10,000	\$0	\$0	0.0%			\$0	-\$10,000	-100.0%
91050.7111	VESTA 911 Upgrade for NG911	\$47,100	\$59,436	\$0	100.0%			\$0	-\$47,100	100.0%
91050.7112	911 Call Handling Equipment Upgrade	\$150,000	\$154,359	\$0	100.0%			\$0	-\$150,000	100.0%
91050.7125	Marcus Alert System	\$0	\$0	\$20,000	-100.0%			\$20,000	\$20,000	100.0%
91050.7130	Parks and Recreation Master Plan	\$0	\$0	\$140,000	-100.0%			\$140,000	\$140,000	100.0%
91050.7166	IT Microwave Network Upgrade	\$401,982	\$371,823	\$292,900	-100.0%			\$292,900	-\$109,082	-27.1%
91050.7185	Animal Control Truck Equipment	\$0	\$5,377	\$0	-100.0%	\$0	\$0	\$0	\$0	0.0%
	Subtotal Capital Outlay	\$3,134,918	\$3,071,031	\$2,439,243	-22.2%	-\$192,000	\$0	\$2,247,243	-\$887,675	-28.3%
	Comparisons to FY23 Projected Budget	#VALUE!	-\$63,887	-\$631,788						
	<u>Capital Projects</u>	<u>FY24 Amended</u>	<u>FY24 Projected</u>	<u>FY25 Requested</u>	<u>%</u>	<u>Staff Changes</u>	<u>BOS Changes</u>	<u>FY25 Revised</u>	<u>Change</u>	<u>%</u>
94200.3140	County Office Building - DSS, BI/P&Z	\$249,570	\$100,000	\$0				\$0	-\$249,570	-100.0%
	Subtotal Capital Projects	\$249,570	\$100,000	\$0	-100.0%			\$0	-\$249,570	100.0%
	Comparisons to FY23 Projected Budget	#VALUE!	-\$149,570	-\$100,000				-\$249,570		
	<u>General Fund Contingency</u>									
999000.9901	General Fund Contingency from recurring revenue	\$509,702	\$0	\$482,693	-5.3%			\$482,693	-\$27,009	-5.3%
999000.9905	General Fund Contingency (non-recurring revenue)	\$213,352	\$75,000	\$441,288	106.8%			\$441,288	\$227,936	106.8%
999000.9911	Reserve -School Capital	\$0	\$0	\$0				\$0	\$0	0.0%
	Subtotal Contingencies	\$723,054	\$75,000	\$923,981	27.8%	\$0	\$0	\$923,981	\$200,927	27.8%
	Comparisons to FY23 Projected Budget	#VALUE!	-\$648,054	\$848,981						
		<u>FY24 Amended</u>	<u>FY24 Projected</u>	<u>FY25 Requested</u>	<u>%</u>	<u>Staff Changes</u>	<u>BOS Changes</u>	<u>FY25 Revised</u>	<u>Change</u>	<u>%</u>
	SUBTOTAL GENERAL FUND W/OUT SCHOOL FUND	\$30,454,027	\$28,920,187	\$31,249,648	2.6%		\$0	\$31,249,648	\$ 795,621	2.6%
	Comparisons to FY23 Projected Budget	#VALUE!	-\$1,533,840	\$2,329,461						
	Comparisons to FY23 Budget less ARPA Funding	\$30,454,027	\$28,920,187	\$31,249,648	2.6%			\$31,249,648	\$ 795,621	2.6%
	Comparisons to FY23 less ARPA Funding School Capital Reserve & Contingencies	\$29,730,973	\$28,845,187	\$30,325,667	2.0%			\$30,325,667	\$ 594,694	2.00%
	Comparison to FY23 Projected Budget	#VALUE!	-\$885,786	\$1,480,480						
	<u>School Funding</u>	<u>FY24 Amended</u>	<u>FY24 Projected</u>	<u>FY25 Requested</u>	<u>%</u>	<u>Staff Changes</u>	<u>BOS Changes</u>	<u>FY25 Revised</u>	<u>Change</u>	<u>%</u>
93100.9202	Transfer to School Nursing	\$164,935	\$164,935	\$164,935	0.0%			\$164,935	\$0	0.0%
93100.9203	Transfer to School Fund (Local only)	\$21,146,675	\$21,146,675	\$18,379,837	-13.1%			\$18,379,837	-\$2,766,838	-13.1%
	Transfer to School Capital (Buses)	\$0	\$0	\$0	0.0%			\$0	\$0	0.0%
	Transfer to School (Facility Improvement)	\$0	\$0	\$0	0.0%			\$0	\$0	0.0%
	SUBTOTAL SCHOOL FUNDING REQUESTED	\$21,311,610	\$21,311,610	\$18,544,772	-13.0%	\$0	\$0	\$18,544,772	-\$2,766,838	-13.0%
	COMPARISONS TO FY22 PROJECTED BUDGET	#VALUE!	\$0	-\$2,766,838				-\$2,766,838		

TOTAL ALL FUNDING REQUESTS	\$51,765,637	\$50,231,797	\$49,794,420	-3.8%	-\$306,767	\$0	\$49,487,653	-\$2,277,984	-4.40%
Comparisons to FY23 Budget	\$51,765,637	-\$1,533,840	-\$1,971,217				-\$744,144		
Comparisons to FY23 Budget less ARPA Funding, School Cap Reserve & Contingencies	\$50,914,445	\$50,156,797	\$48,742,301		-\$306,767	\$0	\$48,435,534	-\$2,478,911	-4.9%
	\$50,914,445	-\$757,648	-\$2,172,144		-\$2,478,911			-\$1,721,263	-3.43%
TOTAL FY25 ESTIMATED EXPENDITURES		\$51,765,637	\$49,487,653						
TOTAL FY25 ESTIMATED REVENUE		\$53,264,660	\$49,487,653						
FUNDING EXCESS or (SHORTFALL) BASED ON REVISED BUDGET		\$1,499,023	\$0						

Non-Recurring Contingency:	\$441,288
Recurring Contingency:	\$482,693
Capital Outlay Total:	\$2,247,243

Projected FY24 Exp	\$50,231,797	
Projected FY24 Rev	\$53,264,660	
Difference FY24 Carryover	\$3,032,863	\$0 Unallocated Carryover
FY24 Amended Budget VS Projected Expenditures	-\$1,533,840	
FY24 Amended Budget VS Projected Revenues	\$1,499,021	
Staff Adjustment	\$2	
Total FY24 Carryover	\$3,032,863	

Includes Adopted RE Tax at \$.65 Includes Adopted PPT at \$2.79 and PPT Relief at 39% Increase in TOT Rate to 7% Effective July 1, 2024	Use of FY24 YE Balance (Expenditures)	\$128,138	NCHS Roof Project Unallocated ARPA Balance
		\$2,247,243	Capital Outlay
		\$441,288	NR Contingency
		\$216,194	Misc Carry forward & NR Costs
		\$3,032,863	Total Use of Carryover
		\$350,000	PR Pump Station
	\$3,577,427	Total YE Balance (Revenues)	

Introduced FY24 Revenues

3-28-23

3/8/2024

Account:	Amended Budget & FY24 Projected as of 2/21/24	FY24 Amended Budget	FY24 Projected	FY25 Estimated	FY25 Difference Budget	% Chg	FY25 Difference Projected	% Chg
01101	Real Estate Tax	\$20,604,678	\$20,646,738	\$20,890,068	\$285,390	1.39%	\$243,330	1.18%
01102	Public Service Tax	\$1,303,291	\$1,303,291	\$1,008,000	(\$295,291)	-22.7%	(\$295,291)	-22.66%
01103	Personal Property Tax & Mobile Home Tax	\$6,085,670	\$6,018,478	\$6,013,768	(\$71,902)	-1.2%	(\$4,710)	-0.08%
01104	Machinery & Tools Tax	\$72,189	\$72,557	\$75,000	\$2,811	3.9%	\$2,443	3.37%
01106	Late Tax Penalty - 10%	\$255,613	\$255,613	\$255,613	(\$0)	0.0%	(\$0)	0.00%
01107	Late Tax Interest - 10%	\$162,800	\$162,800	\$162,800	\$0	0.0%	\$0	0.00%
01201	Local Sales & Use Tax	\$2,190,076	\$2,145,086	\$2,190,076	\$0	0.0%	\$44,990	2.10%
01202	Electric Consumer Utility Tax	\$500,000	\$500,000	\$537,266	\$37,266	7.5%	\$37,266	7.45%
01203	Business Licenses	\$54,000	\$51,000	\$48,510	(\$5,490)	-10.2%	(\$2,490)	-4.88%
01204.0025	Electric Consumption Tax	\$65,000	\$65,000	\$65,000	\$0	0.0%	\$0	0.00%
01204.0030	Telecommunication Gross Receipts Tax	\$15,000	\$15,000	\$15,000	\$0	0.0%	\$0	0.00%
01205	Motor Vehicle License	\$754,261	\$754,261	\$740,090	(\$14,171)	-1.9%	(\$14,171)	-1.88%
01206	Bank Franchise Tax	\$109,728	\$109,728	\$109,728	\$0	0.0%	\$0	0.00%
01207	Recordation Tax	\$300,000	\$366,603	\$350,000	\$50,000	16.7%	(\$16,603)	-4.53%
01208.0001	Transient Lodging Tax	\$1,800,000	\$1,800,000	\$2,268,000	\$468,000	26.0%	\$468,000	26.00%
01208.0002	Meals Tax	\$1,350,000	\$1,573,787	\$1,589,026	\$239,026	17.7%	\$15,239	0.97%
01301	Dog Licenses	\$15,130	\$15,130	\$13,200	(\$1,930)	-12.8%	(\$1,930)	-12.76%
01303.0001	Dog Pound Fees	\$1,800	\$3,300	\$3,300	\$1,500	83.3%	\$0	0.00%
01303.0004	Land Use Application Fees	\$12,500	\$12,500	\$12,500	\$0	0.0%	\$0	0.00%
01303.0006	Transfer Fees	\$1,200	\$1,200	\$1,200	\$0	0.0%	\$0	0.00%
01303.0007	Subdivision Fees	\$11,000	\$11,000	\$11,000	\$0	0.0%	\$0	0.00%
01303.0008	Building Permits	\$276,353	\$246,014	\$349,079	\$72,726	26.3%	\$103,065	41.89%
01303.0009	Building Inspection Fees & Fines	\$16,000	\$16,000	\$16,000	\$0	0.0%	\$0	0.00%
01303.0010	Zoning Permits and Fees	\$11,500	\$11,500	\$11,500	\$0	0.0%	\$0	0.00%
01303.0011	Well/Septic Fees	\$7,000	\$7,000	\$7,000	\$0	0.0%	\$0	0.00%
01303.0013	Land Disturbing Permits	\$7,500	\$7,500	\$7,500	\$0	0.0%	\$0	0.00%
01303.0019	Tourism Sales	\$500	\$500	\$500	\$0	0.0%	\$0	0.00%
01401.0001	Court Fines	\$125,000	\$166,074	\$180,000	\$55,000	44.0%	\$13,926	8.39%
01401.0234	Jail Admission Fees	\$1,750	\$1,750	\$1,750	\$0	0.0%	\$0	0.00%
01401.0244	Courthouse Security Fees	\$30,000	\$57,058	\$50,000	\$20,000	66.7%	(\$7,058)	-12.37%
01401.0250	Courthouse Construction Fees (new)	\$8,000	\$9,934	\$9,400	\$1,400	17.5%	(\$534)	-5.38%
01501.0001	Interest on Investments	\$500,000	\$1,373,610	\$1,345,860	\$845,860	169.2%	(\$27,750)	-2.02%
01502.0001	Rental of General Property	\$0	\$0	\$0	\$0	0.0%	\$0	0.00%

Introduced FY24 Revenues

3/8/2024

3-28-23

Account:	Amended Budget & FY24 Projected as of 2/21/24	FY24 Amended Budget	FY24 Projected	FY25 Estimated	FY25 Difference Budget	% Chg	FY25 Difference Projected	% Chg
	Lease/Rent Devils Knob Tower	\$4,150	\$4,150	\$4,150	\$0	0.0%	\$0	0.00%
01502.0007	Sale of Salvage & Surplus	\$30,864	\$30,864	\$0	(\$30,864)	0.0%	(\$30,864)	-100.00%
01502.0008	Sale of General Property	\$0	\$0	\$0	\$0	0.0%	\$0	0.00%
01502.0009	Real Estate Tax Sale Proceeds	\$0	\$7,648	\$0	\$0	100.0%	(\$7,648)	-100.00%
01601.0003	Sheriff's Fees	\$12,500	\$12,500	\$12,500	\$0	0.0%	\$0	0.00%
01601.0004	Law Library Fees	\$2,500	\$2,500	\$2,500	\$0	0.0%	\$0	0.00%
01601.0006	Courthouse Maintenance Fees	\$6,000	\$6,000	\$6,000	\$0	0.0%	\$0	0.00%
01601.0007	Document Reproduction Fees (Circuit)	\$3,500	\$3,500	\$3,500	\$0	0.0%	\$0	0.00%
01601.0008	Excess Clerk Fees paid to State	\$30	\$30	\$30	\$0	0.0%	\$0	0.00%
01601.0009	Court Appointed Attorney Fees	\$1,000	\$1,000	\$1,000	\$0	0.0%	\$0	0.00%
01601.0010	Fingerprint/Report Fees	\$250	\$250	\$250	\$0	0.0%	\$0	0.00%
01601.0011	Cost of Postage Circuit Court	\$250	\$250	\$250	\$0	100.0%	\$0	0.00%
01602.0001	Commonwealth Attorney Fees	\$2,200	\$2,200	\$2,200	\$0	0.0%	\$0	0.00%
01608.0002	Landfill Tipping Fees	\$216,000	\$216,000	\$222,000	\$6,000	2.8%	\$6,000	2.78%
01613.0001	Recreation Fees	\$42,000	\$40,537	\$42,000	\$0	0.0%	\$1,463	3.61%
01616.0001	Sale of Maps and Literature	\$202	\$202	\$202	\$0	0.0%	\$0	0.00%
01803.0001	Expenditure Refunds	\$7,500	\$7,500	\$7,500	\$0	0.0%	\$0	0.00%
01803.0010	VPA/CSA Refunds	\$5,100	\$5,100	\$5,100	\$0	0.0%	\$0	0.00%
01803.0015	VPSA Debt Rebate	\$98,216	\$98,216	\$0	(\$98,216)	0.0%	(\$98,216)	-100.00%
01899.0008	Opioid Abatement Settlement Funds	\$9,161	\$10,186	\$10,746	\$1,585	0.0%	\$560	5.50%
	Election Primary Filing Fees	\$0	\$200	\$0	\$0	-100.0%	(\$200)	-100.00%
01899.0014	Check Return Fee	\$600	\$600	\$600	\$0	0.0%	\$0	0.00%
01899.0016	Administrative Fee (Delinquent coll)	\$28,000	\$27,500	\$27,500	(\$500)	-1.8%	\$0	0.00%
01899.0018	Duplicate Bill Fee	\$500	\$500	\$500	\$0	0.0%	\$0	0.00%
01899.0035	Donations Animal Control	\$65	\$65	\$65	\$0	0.0%	\$0	0.00%
01899.0040	Asset Forfeiture Non DCJS Sheriff	\$1,589	\$2,160	\$0	(\$1,589)	0.0%	(\$2,160)	-100.00%
01899.0041	Asset Forfeiture Non DCJS CA	\$5,705	\$5,705	\$0	(\$5,705)	0.0%	(\$5,705)	-100.00%
01899.0099	Miscellaneous	\$55,000	\$18,049	\$65,000	\$10,000	0.0%	\$46,951	260.13%
01901	Recovered Costs	\$65,000	\$65,000	\$65,000	\$0	0.0%	\$0	0.00%
	Local Tourism Grant Match	\$37,500	\$37,500	\$0	(\$37,500)		(\$37,500)	-100.00%
01901.0015	DMV Stop Fees	\$36,000	\$36,000	\$36,000	\$0	0.0%	\$0	0.00%
01901.0016	Reimbursement for Foster Care	\$1,600	\$6,152	\$1,600	\$0	0.0%	(\$4,552)	-73.99%
01901.0055	Shared Maintenance (Microwave)	\$8,000	\$8,000	\$8,000	\$0	0.0%	\$0	0.00%

Introduced FY24 Revenues

3-28-23

3/8/2024

Account:	Amended Budget & FY24 Projected as of 2/21/24	FY24 Amended Budget	FY24 Projected	FY25 Estimated	FY25 Difference Budget	% Chg	FY25 Difference Projected	% Chg
01901.0056	Devil's Knob Generator (Augusta Co)	\$0	\$0	\$0	\$0	0.0%	\$0	0.00%
01901.0050	Court Ordered Restitution	\$1,500	\$1,500	\$1,500	\$0	-100.0%	\$0	0.00%
01901.0026	EMS Revenue Recovery	\$719,800	\$783,914	\$781,000	\$61,200	8.5%	(\$2,914)	-0.37%
01901.0070	BZA Applicant Reimbursements	\$0	\$0	\$0	\$0	0.0%	\$0	0.00%
01901.0065	Recycling	\$16,000	\$19,707	\$18,500	\$2,500	0.0%	(\$1,207)	-6.12%
	FOIA Fees	\$0	\$1,200	\$1,200	\$1,200	0.0%	\$0	0.00%
01901.0030	Forest Service Cooperative Agreement	\$4,400	\$4,400	\$4,400	\$0	0.0%	\$0	0.00%
	TOTAL LOCAL REVENUE	\$38,070,221	\$39,246,797	\$39,668,527	\$1,598,306	4.20%	\$421,730	1.07%
	COMPARISON FY24 BUDGETED TO FY24 PROJECTED		\$1,176,576			3.09%		
	STATE REVENUE	FY24	FY24	FY25	FY25 Difference	%	FY25 Difference	%
	Non-Categorical State Aid	Amended	Projected	Estimated	Budget	Chg	Projected	Chg
	Other Non-Categorical State Aid	\$0	\$0	\$0	\$0	0.0%	\$0	0.0%
02201.0003	Motor Vehicle Carriers Tax	\$98,000	\$104,661	\$104,661	\$6,661	6.8%	\$0	0.0%
02201.0005	Mobile Home Titling Tax	\$37,000	\$37,000	\$37,000	\$0	0.0%	\$0	0.0%
02201.0007	Communications Sales & Use Tax	\$330,000	\$330,000	\$330,000	\$0	0.0%	\$0	0.0%
02201.0009	Moped/ATV Sales Tax	\$350	\$350	\$350	\$0	100.0%	\$0	0.0%
	Subtotal	\$465,350	\$472,011	\$472,011	\$6,661	1.4%	\$0	0.0%
	Shared Expenses- State							
02302.0001	Shared Expenses Compensation Board	\$1,973,916	\$1,854,366	\$2,050,936	\$77,020	3.9%	\$196,570	10.6%
02306.0002	Shared Expenses State Board of Elections	\$89,199	\$89,199	\$89,199	\$0	0.0%	\$0	0.0%
	Subtotal	\$2,063,115	\$1,943,565	\$2,140,135	\$77,020	3.7%	\$196,570	10.1%
	Categorical Aid-State Public Assistance							
02401.0002	Public Assistance & Welfare	\$672,206	\$505,820	\$712,140	\$39,934	5.9%	\$206,320	40.8%
02401.0045	At Risk Youth (CSA)	\$1,296,000	\$1,579,640	\$1,373,600	\$77,600	6.0%	(\$206,040)	-13.0%
	Subtotal	\$1,968,206	\$2,085,460	\$2,085,740	\$117,534	6.0%	\$280	0.0%
	Other Categorical Aid- State							
02404.0001	Asset Forfeiture Proceeds Sheriff	\$1,816	\$2,372	\$0	(\$1,816)	-100.0%	(\$2,372)	-100.0%
02404.0002	Four for Life - FY23 \$18,683	\$0	\$18,322	\$0	\$0	0.0%	(\$18,322)	-100.0%
02404.0004	Sheriff Dept. Grants	\$0	\$0	\$0	\$0	0.0%	\$0	0.0%
02404.0006	Asset Forfeiture Proceeds CA	\$0	\$0	\$0	\$0	#DIV/0!	\$0	0.0%
02404.0007	Litter Control	\$13,032	\$13,032	\$0	(\$13,032)	-100.0%	(\$13,032)	-100.0%
02404.0009	Victim Witness Grant	\$21,000	\$21,000	\$21,000	\$0	0.0%	\$0	0.0%

Introduced FY24 Revenues

3-28-23

3/8/2024

Account:	Amended Budget & FY24 Projected as of 2/21/24	FY24 Amended Budget	FY24 Projected	FY25 Estimated	FY25 Difference Budget	% Chg	FY25 Difference Projected	% Chg
	STATE REVENUE	FY24	FY24	FY25	FY25 Difference	%	FY25 Difference	%
	Other Categorical Aid- State	Amended	Projected	Estimated	Budget	Chg	Projected	Chg
02404.0015	Fire Programs	\$0	\$0	\$0	\$0	#DIV/0!	\$0	0.0%
02404.0017	Library of VA Grant	\$49,713	\$49,713	\$0	(\$49,713)	-100.0%	(\$49,713)	-100.0%
02404.0018	Commonwealth Juror Reimbursement	\$6,500	\$6,500	\$6,500	\$0	0.0%	\$0	0.0%
02404.0020	VJCCCA	\$10,364	\$10,364	\$10,364	\$0	0.0%	\$0	0.0%
02404.0032	DHCD Community Business Launch \$56,250	\$0	\$0	\$0	\$0	#DIV/0!	\$0	0.0%
02404.0035	DCJS Grant Sheriff Dept.	\$67,761	\$67,761	\$64,683	(\$3,078)	-4.5%	(\$3,078)	-4.5%
02404.0036	DMV Animal Friendly License Plates	\$450	\$450	\$450	\$0	0.0%	\$0	0.0%
02404.0042	VDOF Forest Sustainability Fund \$41,389	\$0	\$0	\$0	\$0	100.0%	\$0	0.0%
02404.0066	Historic District Cost Share (Shipman)	\$7,500	\$7,500	\$0	(\$7,500)	-100.0%	(\$7,500)	-100.0%
02404.0060	Virginia Tourism Corp. Grant	\$40,000	\$40,000	\$0	(\$40,000)	0.0%	(\$40,000)	-100.0%
02404.0050	Wireless E911 Funds	\$70,000	\$70,000	\$70,000	\$0	0.0%	\$0	0.0%
02404.0049	VA 911 Services Board PSAP Staffing & Ed Grants	\$39,000	\$39,000	\$0	(\$39,000)	0.0%	(\$39,000)	-100.0%
02404.0046	VA 911 Services Board Grant	\$197,100	\$213,795	\$0	(\$197,100)	100.0%	(\$213,795)	-100.0%
02404.0051	Va Commission for the Arts	\$4,500	\$4,500	\$4,500	\$0	0.0%	\$0	0.0%
02404.0055	Spay & Neuter Fund	\$475	\$100	\$100	(\$375)	-78.9%	\$0	0.0%
	DHR Funding - Nelson Heritage Center	\$200,000	\$200,000					0.0%
02404.0065	Governors AFID Grant	\$47,500	\$27,743	\$19,757	(\$27,743)	-58.4%	(\$7,986)	-28.8%
	Extradition Reimbursement	\$0	\$0	\$0	\$0	0.0%	\$0	0.0%
	Subtotal	\$776,711	\$792,152	\$197,354	(\$579,357)	-74.6%	(\$594,798)	-75.1%
	TOTAL STATE REVENUE	\$5,273,382	\$5,293,188	\$4,895,240	(\$378,142)	-7.2%	(\$397,948)	-7.52%
	COMPARISON FY24 TO FY24 PROJECTED BUDGET		\$19,806			0.4%		
	FEDERAL REVENUE	FY24	FY24	FY25	FY25 Difference	%	FY25 Difference	%
	Payments in Lieu of Taxes - Federal	Amended	Projected	Estimated	Budget	Chg	Projected	Chg
03101.0001	Payment in Lieu of Taxes	\$62,150	\$62,150	\$62,150	\$0	0.0%	\$0	0.0%
	US Forestry Rents and Royalties	\$0	\$0	\$0	\$0	0.0%	\$0	0.0%
	Subtotal	\$62,150	\$62,150	\$62,150	\$0	0.0%	\$0	0.0%
	FEDERAL REVENUE	FY24	FY24	FY25	FY25 Difference	%	FY25 Difference	%
	Categorical Aid Federal	Amended	Projected	Estimated	Budget	Chg	Projected	Chg
03303.0008	Other Sheriff's Grants	\$20,560	\$20,560	\$0	(\$20,560)	-100.0%	(\$20,560)	-100.00%
03303.0009	Public Assistance & Welfare	\$1,008,310	\$1,008,310	\$1,068,209	\$59,899	5.9%	\$59,899	5.94%

Introduced FY24 Revenues

3-28-23

3/8/2024

Account:	Amended Budget & FY24 Projected as of 2/21/24	FY24 Amended Budget	FY24 Projected	FY25 Estimated	FY25 Difference Budget	% Chg	FY25 Difference Projected	% Chg
	DSS CARES Act Funds \$5,642	\$0	\$8,818	\$0	\$0	0.0%	(\$8,818)	-100.00%
	Sheriff's Department ARPA Federal Funds	\$292,000	\$292,000	\$0				0.00%
	ARP LATCF \$100,000	\$50,000	\$50,000	\$0	(\$50,000)	0.0%	(\$50,000)	-100.00%
03303.0026	SCAAP (Federal Prisoners)	\$0	\$176		\$0	0.0%	(\$176)	-100.00%
03303.0036	Victim Witness Program	\$44,100	\$44,100	\$44,100	\$0	0.0%	\$0	0.00%
	Homeland Security VDEM Grant	\$0	\$0	\$0	\$0	0.0%	\$0	0.00%
	Federal Asset Seizure	\$0	\$0	\$0	\$0	0.0%	\$0	0.00%
	Federal ARPA Tourism Recovery Funds	\$82,000	\$82,000	\$0	(\$82,000)	0.0%	(\$82,000)	-100.00%
	Miscellaneous Federal		\$2,122	\$0				0.00%
03303.0024	DOJ Drug Court Grant	\$172,000	\$172,000	\$172,000	\$0	0.0%	\$0	0.00%
	Subtotal	\$1,668,970	\$1,680,086	\$1,284,309	(\$384,661)	-23.0%	(\$395,777)	-23.56%
	TOTAL FEDERAL REVENUE	\$1,731,120	\$1,742,236	\$1,346,459	(\$384,661)	-22.2%	(\$395,777)	-22.72%
	COMPARISON FY24 TO FY24 PROJECTED BUDGET		\$11,116			0.64%	(\$11,116)	
	TOTAL ALL REVENUE	\$45,074,723	\$46,282,221	\$45,910,226	\$835,503	\$0	(\$371,995)	\$0
		FY24	FY24	FY25	FY25 Difference	%	FY25 Difference	%
	NON-REVENUE RECEIPTS	Amended	Projected	Estimated	Budget	Chg	Projected	Chg
04101.0001	Insurance Recoveries	\$20,000	\$3,000	\$0	(\$20,000)	100.0%	(\$3,000)	-100.0%
	Cancelled Checks	\$0	\$8,523	\$0	\$0	0.0%	(\$8,523)	-100.0%
	Sale of Land or Buildings	\$0	\$0	\$0	\$0	-100.0%	\$0	0.0%
04104.0001	Bond Financing Proceeds (Larkin Property Acquisition)	\$0	\$0	\$0	\$0	0.0%	\$0	0.0%
04105	Transfer from other Funds - Broadband	\$0	\$300,000	\$0	\$0	0.0%	(\$300,000)	-100.0%
	TOTAL NON-REVENUE RECEIPTS	\$20,000	\$311,523	\$0	(\$20,000)	-100.0%	(\$311,523)	-100.0%
	COMPARISON FY24 TO FY24 PROJECTED BUDGET		\$291,523			1457.62%	(\$291,523)	
	TOTAL REVENUE AND RECEIPTS	\$45,094,723	\$46,593,744	\$45,910,226	\$815,503	1.8%	-\$683,518	-1.5%
	COMPARISON FY24 TO FY24 PROJECTED BUDGET		\$1,499,021			3.9%	(\$1,499,021)	
							\$0	
	REVENUE FROM PRIOR YEAR BALANCES							
	Year Ending Balance	\$6,670,916	\$6,670,916	\$3,577,427	(\$3,093,489)	-46.4%	(\$3,093,489)	
	TOTAL PRIOR YEAR BALANCES	\$6,670,916	\$6,670,916	\$3,577,427	(\$3,093,489)	-46.4%	(\$3,093,489)	
	TOTAL ALL FUNDING SOURCES	\$51,765,639	\$53,264,660	\$49,487,653	(\$2,277,986)	-4.40%	(\$3,777,007)	-7.1%
	COMPARISON FY24 TO FY24 PROJECTED BUDGET		\$1,499,021			2.9%	\$1,499,021	

FUND #--100 GENERAL FUND REVENUES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
000999 GENERAL FUND REVENUES											
001000 REVENUE FROM LOCAL SOURCES											
001100 GENERAL PROPERTY TAXES											
001101 ***REAL ESTATE TAXES***											
001101-0030 Land Redemptions											
001101-0031 Land Redemptions-Interest											
001101-0040 Rollback Taxes											
001101-1000 2000 Real Estate Taxes FH											
001101-1001 2001 Real Estate Taxes FH	66-										
001101-1002 2002 Real Estate Taxes FH											
001101-1003 2003 Real Estate Taxes FH											
001101-1004 2004 Real Estate Taxes FH	40-										
001101-1005 2005 Real Estate Taxes FH		74-									
001101-1006 2006 Real Estate Taxes FH			38-								
001101-1007 2007 Real Estate Taxes FH											
001101-1008 2008 Real Estate Taxes FH											
001101-1009 2009 Real Estate Taxes FH	245-										
001101-1010 2010 Real Estate Taxes FH	330-										
001101-1011 2011 Real Estate Taxes FH			55-								
001101-1012 2012 Real Estate Taxes FH	534-	215-	197-		19-						
001101-1013 2013 Real Estate Taxes FH	1,036-	162-	161-		12-						
001101-1014 2014 Real Estate Taxes FH	2,093-	1,927-	863-		104-						
001101-1015 2015 Real Estate Taxes FH	2,343-	2,138-	3,321-		948-						
001101-1016 2016 Real Estate Taxes FH	6,546-	2,311-	2,612-		2,133-						
001101-1017 2017 Real Estate Taxes FH	18,008-	9,322-	4,667-		2,717-						
001101-1018 2018 Real Estate Taxes FH	52,535-	18,985-	8,602-		3,068-						
001101-1019 2019 Real Estate Taxes FH	103,279-	41,932-	13,694-		6,759-						
001101-1020 2020 Real Estate Taxes FH	546,969-	82,411-	36,739-		12,491-						
001101-1021 2021 Real Estate Taxes FH	8,308,432-	509,535-	61,308-		19,681-						
001101-1022 2022 Real Estate Taxes FH		9,425,218-	486,843-		35,858-						
001101-1023 2023 Real Estate Taxes FH			9,623,182-		363,062-						
001101-1024 2024 Real Estate Taxes FH				10,359,051-	10,341,618-						
001101-1025 2025 Real Estate Taxes FH							10,548,450-				
001101-2000 2000 Real Estate Taxes SH											
001101-2001 2001 Real Estate Taxes SH											
001101-2002 2002 Real Estate Taxes SH											
001101-2003 2003 Real Estate Taxes SH											
001101-2004 2004 Real Estate Taxes SH	55-	19-									
001101-2005 2005 Real Estate Taxes SH		10-	64-								
001101-2006 2006 Real Estate Taxes SH											
001101-2007 2007 Real Estate Taxes SH											
001101-2008 2008 Real Estate Taxes SH											
001101-2009 2009 Real Estate Taxes SH	278-										
001101-2010 2010 Real Estate Taxes SH	330-										
001101-2011 2011 Real Estate Taxes SH	353-	109-									
001101-2012 2012 Real Estate Taxes SH	627-	358-									
001101-2013 2013 Real Estate Taxes SH	2,152-	1,281-	242-		8-						
001101-2014 2014 Real Estate Taxes SH	3,020-	2,349-	794-		714-						

FUND # - 100 GENERAL FUND REVENUES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
REAL ESTATE TAXES											
001101-2015	4,411-	1,119-	2,703-		2,478-						
001101-2016	15,620-	4,743-	6,936-		1,878-						
001101-2017	35,492-	16,203-	11,678-		4,152-						
001101-2018	71,597-	24,909-	18,857-		5,445-						
001101-2019	143,597-	53,617-	24,486-		8,878-						
001101-2020	8,506,426-	115,472-	48,121-		16,555-						
001101-2021	274,522-	8,517,173-	106,172-		26,965-						
001101-2022		332,482-	9,618,693-		82,475-						
001101-2023			398,506-	10,245,627-	9,464,021-	10,305,120-					
001101-2024	18,101,266-	19,164,074-	20,479,861-	20,604,678-	10,060,488-	20,646,738-	10,341,618-				
--TOTAL DEPARTMENT--							20,890,068-				

	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST
PUBLIC SERVICE TAX						
001102-0041	1,022,309-	8,482-				
001102-0042	1,088,983-					
001102-0043		1,107,299-				
001102-0044			1,303,291-	943,842-	1,303,291-	
001102-0045	1,022,309-	1,097,465-	1,303,291-	943,842-	1,303,291-	1,008,000-
--TOTAL DEPARTMENT--						1,008,000-

	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST
***PERSONAL PROPERTY TAXES**						
001103-0001	1,708,030-	1,708,030-	1,708,030-	1,708,030-	1,708,030-	
001103-1016						
001103-1017	3-					
001103-1018	3-					
001103-1019		45-				
001103-1020						
001103-1021						
001103-1022	456-					
001103-1023	482-	138-				
001103-1024	1,411-	372-				
001103-1025	4,465-	2,783-	336-			
001103-1027	39,165-	7,635-	956-	77-		
001103-1028			2,268-	983-		
001103-1029						
001103-1030	1,743,361-	405,270-		7,323-		
001103-1031		1,841,865-		36,342-		
001103-1032				278,909-		
001103-1033			1,683,462-		1,917,668-	
001103-1039						1,936,844-
001103-1047	94-					
001103-1048	147-					
001103-1049	109-	55-				
001103-1050	196-	45-		206-		
001103-1051		89-		225-		
001103-1052	3,918-	292-		245-		
001103-1053	12,077-	3,110-	1,982,275-	316-		

FUND #--100 GENERAL FUND REVENUES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
001613											
RECREATION FEES											
Recreation Fees	8,589-	37,422-	37,998-	42,000-	33,525-	38,900-	42,000-				
Concession Fees											
Recreation Events Fees					1,637-	1,637-					
--TOTAL DEPARTMENT--	8,589-	37,422-	37,998-	42,000-	35,162-	40,537-	42,000-				
001616											
SALE OF LITERATURE											
Sale of Maps, Surveys, Etc.	137-		322-	150-		150-	150-				
Sale of Publications				2-		2-	2-				
Sale of Land Books											
Sale of E911 Maps & Plates		399-	87-	50-	29-	50-	50-				
Bicentennial Sales											
--TOTAL DEPARTMENT--	137-	399-	409-	202-	29-	202-	202-				
001800											
MISCELLANEOUS REVENUE											
ENTERPRISE ACTIVITIES											
Miscellaneous Revenue											
001801-0001											
EXPENDITURE REFUNDS											
Expenditure Refunds	3,099-	3,521-	5,145-	7,500-	4,392-	7,500-	7,500-				
Interest Delinquent PP Fees											
VPA Refunds (IVE from Local		794-									
VPA Refunds (IVE from CSA)	4,994-	3,302-	4,531-	5,000-	4,637-	5,000-	5,000-				
VPA Refunds (Admin from Spec											
CSA Refunds (from Special We	87-	12,933-		100-		100-	100-				
VPSA Debt Rebate (2019 Refin	97,880-	98,033-	98,355-	98,216-	98,216-	98,216-					
Overpayment to Health Depart	16,591-										
--TOTAL DEPARTMENT--	122,651-	118,583-	108,031-	110,816-	107,245-	110,816-	12,600-				
001899											
MISCELLANEOUS											
Election/Primary Filing Fees		100-			200-	200-					
CTCL COVID-19 Response Grant	8,159-										
Gifts/Donations		300-									
Target Grant - Youth Soccer	1,000-										
Opioid Abatement Settlement			43,819-	9,161-	10,186-	10,186-	10,746-				
Interest on Court Judgements											
Check Return Fee	629-	595-	665-	600-	210-	600-	600-				
Donations-Sheriffs Dept											
Admin. Fee-Delinquent Collec	28,229-	26,024-	27,339-	28,000-	14,308-	27,500-	27,500-				
Duplicate Bill Fee	532-	358-	288-	500-	200-	500-	500-				
Outdoor Recreation Donations											
Donations-Parks and Recreati											
COVID19 USC Democracy Grant-	15,000-										
VA Tourism Corp Grant											
Donations-Animal Control	180-	95-	15,200-	65-	30-	65-	65-				
Asset Forfeiture (non-DCJUS)		2,731-		1,589-	2,160-	2,160-					
Asset Forfeiture (Non-DCJUS)				5,705-	5,705-	5,705-					
Miscellaneous Revenue	693-	1,026-	28,783-	55,000-	18,049-	18,049-	65,000-				
--TOTAL DEPARTMENT--	54,422-	34,205-	116,094-	100,620-	51,048-	64,965-	104,411-				

FUND #--100 GENERAL FUND REVENUES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
***CATEGORICAL AID - FEDERAL											
003303-0050											
2010 Homeland Security CFDA											
003303-0055		5,265-	7,500-								
Homeland Security-EMPG-CFDA											
003303-0056											
ARPA - Law Enforcement											
003303-0200											
FEMA-Disaster Relief											
003303-0250											
Rural Dev. Community Facilit											
--TOTAL DEPARTMENT--	4,148,828-	2,562,626-	978,662-	1,668,970-	749,599-	1,680,086-	1,284,309-				
REVENUE FROM FEDERAL GOV'T											
	4,220,828-	2,636,385-	1,058,026-	1,731,120-	749,599-	1,742,236-	1,346,459-				
OTHER FINANCING SOURCES											
NON-REVENUE RECEIPTS											
004101											
Insurance Recoveries	16,911-	295-	959-	20,000-		3,000-					
004101-0001											
Sale of Land & Buildings											
004101-0002											
Cancelled Checks - General		54,887-	27-	8,523-		8,523-					
004101-0005											
Cancelled Checks - VPA											
004101-0006											
Cancelled Checks - School											
004101-0007											
--TOTAL DEPARTMENT--	16,911-	55,182-	986-	20,000-	8,523-	11,523-					
Bond Proceeds											
004104											
2022 Bond Anticipation Note			2,600,000-								
004104-0001											
--TOTAL DEPARTMENT--			2,600,000-								
***TRANSFERS FROM OTHER FUND											
004105											
Transfer from Reassessment F		255,703-									
004105-0101											
Transfer from Capital Fund											
004105-0110											
Transfer from Broadband Fund					300,000-	300,000-					
004105-0114											
Transfer from EMS Loan Fund											
004105-0121											
Transfer from VPA Fund											
004105-0150											
Transfer from CDBG Fund		255,703-			300,000-	300,000-					
004105-0503											
--TOTAL DEPARTMENT--		255,703-			300,000-	300,000-					
OTHER FINANCING SOURCES											
	16,911-	310,885-	2,600,986-	20,000-	308,523-	311,523-					
YEAR ENDING BALANCE											
009999											
Year Ending Balance				6,670,916-		6,670,916-	3,577,427-				
009999-0001											
--TOTAL DEPARTMENT--				6,670,916-		6,670,916-	3,577,427-				
YEAR ENDING BALANCE											
				6,670,916-		6,670,916-	3,577,427-				
--TOTAL FOR FUND											
	41,999,050-	42,781,282-	47,097,512-	51,765,639-	26,224,535-	53,264,660-	49,487,653-				
- FINAL TOTAL											
	41,999,050-	42,781,282-	47,097,512-	51,765,639-	26,224,535-	53,264,660-	49,487,653-				

FUND #-100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
GENERAL FUND EXPENDITURES											
BOARD OF SUPERVISORS											
BOARD OF SUPERVISORS											
Salaries & Wages	36,000	36,000	36,000	36,000	24,000	36,000	36,000				
FICA	2,754	2,750	2,691	2,754	1,574	2,754	2,754				
Hospital/Medical Plans		697	8,440	11,736	7,660	11,736	12,228				
Professional Services	61,070	55,728	68,923	72,000	21,368	76,418	84,300				
Advertising	12,339	14,309	11,850	15,500	12,202	15,500	15,500				
Legal Fees (Delinquent Taxes)											
Surety Bonds											
Office Supplies	342	418	277	500	423	500	500				
Books & Subscriptions	1,647	1,781	2,197	1,800	1,720	1,800	1,800				
Travel (Mileage)	2,206	3,167	2,283	4,500	3,882	4,500	4,500				
Travel (Subsistence & Lodgin	658	5,390	4,242	6,500	7,135	8,000	7,500				
Travel (Convention & Educati	330	2,825	3,450	3,500	4,575	6,000	4,500				
Retreat				250		250	250				
Dues & Assoc. Memberships	1,240	4,315	7,431	3,640	450	3,640	3,640				
--TOTAL DEPARTMENT--	118,586	127,380	147,784	158,680	84,989	167,098	173,472				

BOARD OF SUPERVISORS	118,586	127,380	147,784	158,680	84,989	167,098	173,472				
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GENERAL & FINANCIAL ADMINIST

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
COUNTY ADMINISTRATOR											
Salaries & Wages	252,297	274,910	288,002	254,459	169,874	254,459	254,459				
Overtime	1,146	2,752	3,881	4,500	2,442	3,150	4,500				
FICA	17,255	19,116	39,779	19,951	13,034	19,707	19,756				
Retirement-VRS	20,099	21,934	20,165	17,527	12,967	16,768	27,329				
Hospital/Medical Plans	8,650	6,970	8,433	25,187	12,983	25,187	36,612				
Group Insurance	3,399	3,687	3,311	3,321	2,239	3,400	3,400				
Disability/Life Insurance	6,132	6,132	511	2,500		3,666	3,666				
Hybrid Disability VIDP	720	727	808	947	602	914	796				
Worker's Compensation	2,951	3,768	3,560	3,786	2,987	3,786	3,786				
VRS Retirement Hybrid Plan	10,445	10,465	10,906	10,903	8,124	13,036	2,689				
Professional Services											
Maintenance Service Contract	4,315	4,449	5,851	6,700	4,159	6,700	6,700				
Printing & Binding											
Postal Services	1,785	1,640	1,742	1,899	1,388	1,899	1,899				
Telecommunications	1,489	1,011	672	1,300	655	1,800	1,800				
Surety Bonds											
Office Supplies	893	1,226	1,828	1,900	825	1,900	1,900				
Books & Subscriptions	56	57	156	750		750	750				
Travel (Mileage)											
Travel (Subsistence & Lodgin	5,422	5,908	3,637	4,000	2,063	4,000	4,000				
Travel (Convention & Educati											
Travel (Mileage)-Staff		125	984	950		950	950				
Travel (Convention&Education				250		250	250				

FUND #--100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
012130-5801				950	750	950	950				
012130-7002											
TREASURER											
Dues & Assoc. Memberships	725	800	950	950	750	950	950				
Drop Box for Tax Payments											
--TOTAL DEPARTMENT--	347,441	357,894	385,225	404,332	246,146	411,401	426,179				
012150											
FINANCE & ACCOUNTING											
Salaries & Wages	209,026	216,550	199,642	226,396	148,799	225,911	239,806				
Overtime		409	553	750	452	750	1,000				
New Position											
FICA	14,654	15,323	14,040	17,376	10,610	17,376	18,422				
Retirement- VRS	15,755	16,305	8,730	10,635	8,229	13,581	25,827				
Hospital/Medical Plans	30,551	30,696	36,840	38,370	24,807	36,051	34,505				
Group Insurance	2,801	2,842	2,652	3,034	1,999	3,027	3,214				
Hybrid Disability VLDP	649	681	1,035	1,249	658	920	739				
Worker's Compensation	2,378	3,191	2,984	3,192	2,728	3,192	3,192				
VRS Retirement Hybrid Plan	9,412	9,652	13,971	15,334	8,878	12,406	2,496				
Professional Services	5,350	12,802	10,700	15,000	16,577	18,098	19,425				
Maintenance Service Contract	29,392	31,433	35,040	35,000	19,019	39,000	42,500				
Postal Services	521	786	1,302	1,500	776	1,000	1,000				
Office Supplies	1,243	2,347	3,198	3,200	1,602	2,900	2,900				
Other Operating Supplies	4,401	616	1,004	1,500	541	1,500	1,500				
Employee Appreciation				1,000		1,000	1,000				
Travel (Mileage)				100							
Travel (Subsistence & Lodgin				100							
Travel (Convention & Educati			27	300		300	1,500				
Dues and Association Members		710	515	650	500	500	650				
Furniture & Fixtures							1,000				
--TOTAL DEPARTMENT--	326,133	344,343	332,233	374,686	246,175	377,512	400,676				
012180											
TECHNOLOGY											
Salaries and Wages	104,337	109,291	106,946	117,303	75,157	117,971	127,730				
New Position											
FICA	7,291	7,616	7,345	8,974	5,412	8,974	9,771				
Retirement-VRS	6,992	7,341	7,344	7,629	5,179	7,801	13,757				
Hospital/Medical Plan	20,368	21,072	18,579	20,537	13,563	20,731	21,504				
Group Insurance	1,389	1,459	1,419	1,570	994	1,560	1,712				
Hybrid Disability VLDP	378	397	356	449	246	410	438				
Worker's Compensation	1,079	1,872	1,665	1,873	1,563	1,873	1,873				
VRS Retirement Hybrid Plan	5,490	5,625	4,805	5,764	3,326	5,542	1,479				
Professional Services	1,825	110		2,500		2,500	2,500				
Repairs and Maintenance		5,156	402	3,000	765	3,000	3,000				
Maintenance Service Contract	46,632	74,512	77,386	81,600	50,667	81,600	96,962				
Parcel Maintenance-GIS	8,336	6,429	8,933	7,500	3,892	7,500	8,500				
Data Development-GIS	4,145	3,150	2,000	3,500		3,500	3,500				
Telecommunications (T-1)	17,554	17,598	17,965	19,900	11,492	21,300	21,500				
Telecommunications; PRI,OPX,	16,669	15,449	13,060	16,500	7,988	16,500	16,500				
Telecommunications Web GIS H	7,560	7,560	7,560	7,950		7,950	7,950				
Books and Subscriptions				200	95	200	200				

FUND #--100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
REGISTRAR											
013020-2002	6,703	9,046	9,049	9,534	6,382	9,612	21,276				
013020-2005	18,273	18,900	19,117	33,240	21,750	30,780	30,780				
013020-2006	1,224	1,509	1,584	2,604	1,743	2,604	2,647				
013020-2009	296	311	334	946	633	953	837				
013020-2011	1,052	1,718	1,511	1,719	2,473	2,473	1,719				
013020-2013	4,296	4,511	4,512	4,511	8,539	12,861	2,826				
013020-3007	350		342	705	358	600	500				
013020-5201	1,113	1,021	957	1,132	800	1,400	1,200				
013020-5203	1,006	916	1,001	1,000	618	1,084	1,100				
013020-5401	2,512	2,299	1,960	2,200	1,760	2,200	2,500				
013020-5501	546	473	420	600		600	600				
013020-5503		688	1,033	575	808	808	1,200				
013020-5504	2,470	1,384	2,896	1,900	740	1,900	3,000				
013020-5801	825	525	595	600		670	670				
	148,507	169,817	176,024	276,456	193,007	287,980	288,758				
BOARD OF ELECTIONS											
	277,337	229,126	263,103	389,733	265,168	401,257	355,370				
COURTS											
CIRCUIT COURT											
021010-1001	37,665	44,724	46,949	49,774	33,118	49,774	50,183				
021010-1009	6,265	7,605	6,695	15,000	9,749	25,000	25,000				
021010-2001	2,867	3,421	3,531	3,823	2,494	3,823	3,839				
021010-2005	6,745	8,364	8,440	9,276	6,184	9,276	9,276				
021010-2006	458	598	628	667	443	667	672				
021010-2009	284	370	398	423	281	423	371				
021010-2011	476	1,107	899	1,107	779	1,107	1,107				
021010-2013	4,114	5,280	5,374	5,708	3,790	5,708	6,659				
021010-3016											
021010-5201	242	107	193	300		300	300				
021010-5401	661	147	625	650	342	650	650				
021010-5413											
021010-5420	1,510	2,015	2,500	2,500	2,395	2,500	2,500				
021010-5503											
021010-5504	167	38	400	400		400	400				
021010-7002											
	61,454	73,776	76,632	89,628	59,575	99,628	100,957				
GENERAL DISTRICT COURT											
021020-1003											
021020-2001											
021020-3004	115	422	202	450	409	450	450				
021020-3012	1,355	4,614	1,129	4,000	3,183	4,000	4,000				
021020-5203	24	10	22	50	19	50	50				
021020-5401	406	421	198	400	13	400	400				

FUND #-100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
GENERAL DISTRICT COURT											
021020-5801	100		50	80	50	80	80				
021020-7001	4,220	2,391	1,878	3,429	664	1,829	1,829				
--TOTAL DEPARTMENT--	6,220	7,858	3,479	8,409	4,338	6,809	6,809				
MAGISTRATE											
021030				25		25	25				
021030-3004				25		25	25				
021030-5203											
021030-5401											
021030-5411											
021030-7002	275			300		150	150				
--TOTAL DEPARTMENT--	275			325		175	175				
COURT SERVICES/VJCCCA											
021040				50,000	23,227	50,000	75,000	25,000			
021040-3020	23,617	28,779	117,551	50,000	23,227	50,000	75,000	25,000			
021040-3022	5,492	12,318	5,544	3,566		3,566	3,566				
021040-3023	5,115			12,000	6,685	12,000	12,000				
021040-3025	518	984									
021040-3027	34,742	42,081	123,095	65,566	29,912	65,566	90,566	25,000			
--TOTAL DEPARTMENT--											
J & D DISTRICT COURT											
021050											
021050-3002											
021050-3004							100				
021050-3005											
021050-3012											
021050-5201	92	100	114	110		114	119				
021050-5203	6	17	68	100	63	100	100				
021050-5401	149		134	200	25	200	200				
021050-5411											
021050-5413											
021050-5504	205	168	940								
021050-5801	2,340	2,590	2,379	50	50	50	400				
021050-7001	69	481	205	2,274	1,149	2,274	2,274				
021050-7002	2,861	3,654	4,309	4,784	1,287	4,788	4,793				
--TOTAL DEPARTMENT--											
CLERK OF CIRCUIT COURT											
021060				285,359	189,455	285,359	287,709				
021060-1001	227,601	234,537	259,942	285,359	189,455	285,359	287,709				
021060-1003											
021060-1004											
021060-2001	15,938	16,884	17,907	21,830	13,183	21,830	22,010				
021060-2002	12,244	12,856	12,991	15,859	9,171	13,815	30,986				
021060-2005	40,734	37,141	51,117	58,080	38,720	58,080	58,080				
021060-2006	3,070	3,129	3,483	3,824	2,539	3,824	3,855				
021060-2009	1,058	1,052	1,247	1,462	931	1,403	1,231				
021060-2011	2,496	3,443	3,235	3,443	3,244	3,443	3,443				
021060-2013	15,342	15,261	16,824	16,872	12,560	18,918	4,157				

FUND #--100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
SHERIFF											
031020-7001 Machinery & Equipment											
031020-7002 Furniture & Fixtures											
031020-7005 Motor Vehicles											
031020-7013 Equipment-Courthouse Securit											
031020-7015 School Resource Officer	89,947						102,814				
031020-7016 FY10 Homeland Security Grant		43,003		104,000	42,404	78,484					
031020-7035 ARPA 2023-LE #508516 Equip (292,000	248,806	292,000					
031020-7036 DCJS #15PBJA-22-GG-00616-MUM				3,078	3,078	3,078					
031020-7037 Recovery Act Byrne JAG Grant											
031020-7038 DCJS FY24 SRO Grant 24-419-A	50,567	56,244		78,728	23,067	44,697	54,269				
031020-7039 Homeland Security Grant CFDA											
031020-7040 DCJS #20-T1159L017 Byrne Jus											
031020-7041 DCJS 2021 Body Worn Camera G		43,687									
031020-7042 DCJS FFY18 LOLE 2018DJBX0728		2,004									
031020-7043 DCJS FFY19 LOLE 2019MUBX0026			2,622								
031020-7044 DCJS FFY20 LOLE 2020MUBX0035			2,622								
031020-7045 DCJS #15-Q1159L014 Byrne Jus											
031020-7046 DCJS #16-R1159L015 Byrne Jus											
031020-7047 DCJS #17-S1159L016 Byrne Jus											
031020-7048 DCJS #15PBJA-21-GG-00258-MUM			2,622								
031020-7049 DCJS FY24 SRO GRANT #24-1218			55,545	78,576	47,321	76,693	72,726				
031020-7050 CIT Program-Custody Exchange	1,975	900	900	2,500	1,800	2,500	2,500				
031020-7055 Safe Surfing Foundation Reim											
031020-7057 Drug Fund Account											
031020-7060 TRIAD Program							250				
031020-8002 Lease/Rent (Evidence Storage											
--TOTAL DEPARTMENT--	1,764,741	1,899,457	1,964,395	2,914,041	1,878,765	3,037,734	2,833,673	500-			
LAW ENFORCEMENT	1,764,741	1,899,457	1,964,395	2,914,041	1,878,765	3,037,734	2,833,673	500-			
FIRE & RESCUE SERVICES											
**PUBLIC SAFETY & EMERGENCY											
032010-1001 Salaries & Wages	317,122	273,483	334,149	397,623	289,862	445,196	457,933				
032010-1002 Part-time Wages											
032010-1003 Overtime	19,019	63,013	63,372	56,000	41,972	56,000	30,000				
032010-1004 New-Emergency Comm. Supervis				59,914							
032010-1005 PSAP Grant Staff Bonus Pay				35,000	16,250	35,000					
032010-2001 FICA	24,606	24,797	29,411	38,962	25,412	41,019	37,327				
032010-2002 Retirement-VRS	14,162	8,284	13,668	17,225	14,408	22,580	49,319				
032010-2005 Hospital/Medical Plans	74,978	70,628	69,446	86,112	50,386	86,112	98,664				
032010-2006 Group Insurance	4,224	3,679	4,143	5,328	3,378	5,966	6,136				
032010-2009 Hybrid Disability VLDP	1,616	1,708	1,615	2,103	1,075	1,600	3,389				
032010-2011 Worker's Compensation	5,603	7,752	6,914	7,752	5,699	7,752	7,752				
032010-2013 VRS Retirement Hybrid Plan	23,447	24,684	21,791	28,383	14,504	22,317	5,089				
032010-3002 Professional Services							500				

FUND #--100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
**PUBLIC SAFETY & EMERGENCY											
032010-5203											
032010-5401	2,100	1,587	1,360	2,000	1,171	2,160	3,720				
032010-5401	3,252	2,290	5,585	5,000	5,402	6,000	6,500	500-			
032010-5409		401	8,133	1,200	1,782	1,800	2,000				
032010-5410	601	208	826	1,800	1,935	2,000	2,200				
032010-5411	90	120	115	180	25	180	180				
032010-5504	16	340	2,961	11,000	4,754	7,000	8,000				
032010-5508	7,748	6,380	8,346	7,800	7,008	8,500	10,000				
032010-5801		893	935	935	972	972	2,000	800-			
032010-7020											
032010-8225											
032010-8235											
032010-8300											
	498,584	490,247	572,770	764,317	485,995	752,154	730,709	1,300-			
---TOTAL DEPARTMENT---											
EMERGENCY SERV. COUNCIL											
032020											
032020-2007	48,477	33,008	34,431	35,000	35,533	35,533	36,000				
032020-2008	41,895	40,128	40,128	40,128	29,545	40,128	40,128				
032020-3001											
032020-5407											
032020-5415	20,909	40,626	51,972	60,000	28,252	55,000	55,000				
032020-5646											
032020-5647	438,035	450,000	450,000	495,962	495,962	495,962	502,651				
032020-5648	57,241	60,793	59,279								
032020-5650	18,316	17,926	19,030								
032020-5655											
032020-5660											
032020-5665											
032020-7007											
	624,873	642,481	654,840	631,090	589,292	626,623	633,779				
---TOTAL DEPARTMENT---											
E-911 PROGRAM											
032030											
032030-1001	74,904	78,649	82,581	87,721	58,240	87,721	88,444				
032030-1002											
032030-1003											
032030-1008			92								
032030-2001	5,661	5,947	6,239	6,710	4,405	6,710	6,766				
032030-2002	9,018	9,469	9,472	10,059	6,680	10,059	9,525				
032030-2005	8,089	8,364	8,440	9,276	6,184	9,276	9,276				
032030-2006	1,004	1,054	1,107	1,176	780	1,176	1,185				
032030-2011	1,111	1,512	1,305	1,513	1,192	1,513	1,513				
032030-2013											
032030-3002	1,500			1,500		1,500	1,500				
032030-3004	3,916	7,276	2,871	6,000	4,061	6,000	6,000				
032030-3005	268,671	264,117	319,267	395,200	401,211	401,211	421,200				
032030-3006				3,000		3,000	3,000				
032030-3007											
032030-3016	34,363	36,040	26,332	57,300	21,198	46,900	63,300				

FUND #-100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
E-911 PROGRAM											
032030-5101	4,823	4,495	4,891	5,425	3,679	5,425	5,800				
032030-5102	27,888	11,450	17,759	20,000	23,490	39,700	31,000				
032030-5201	101	130	46	150	54	150	150				
032030-5203	2,025	2,307	2,639	2,750	1,700	3,025	3,200				
032030-5204	6,375	7,012	9,139	9,200	6,173	9,300	9,400				
032030-5205											
032030-5400											
032030-5401	20	40		50		200	200				
032030-5410											
032030-5411											
032030-5413	87	226	243	500		750	750				
032030-5501				100		100	100				
032030-5504		657	601	750	826	826	1,500				
032030-5801	433	483	442	542	251	542	550				
032030-7002		1,788	360	1,600		1,600	1,600				
032030-7003	7,942	13,357	7,422	15,000	722	15,000	15,000				
032030-7007	9,939	954		5,000		5,000	9,000	4,000-			
032030-8002											
032030-8003	467,870	455,327	501,248	12,000	4,000	12,000	12,360				
				652,522	544,846	668,684	702,319	4,000-			
FOREST FIRE SERVICE											
032040-5605	20,986	20,986	20,986	20,986	20,986	20,986	20,986				
	20,986	20,986	20,986	20,986	20,986	20,986	20,986				
PAID EMS											
032060-1001	609,118	645,116	917,519	925,801	521,566	925,801	1,120,801				
032060-1002											
032060-2001	84,501	86,389	98,248	249,966	77,845	249,966	249,966				
032060-2011	29,224	23,941	28,551	65,747		28,356	28,356				
032060-3002	10,000	10,000	10,000	12,000	10,000	12,000	16,000				
032060-3004	27,298	32,240	38,953	25,000	27,456	35,000	30,000				
032060-3007		211	906	1,000	403	1,000	1,500				
032060-5100											
032060-5404	27,874	23,747	26,039	31,500	26,115	31,500	50,000				
032060-5407											
032060-5409	2,657	2,110	3,688	1,500	1,523	2,285	1,500	800			
032060-5410	2,058	1,267	4,710	3,500	2,173	3,500	6,500				
032060-5413	428	874	861	500	503	850	1,250	450-			
032060-5414				3,500							
032060-5415	20,121	8,735		16,000	20,826	20,826	25,000				
032060-5501	856	380	1,161	2,600	730	2,600	15,000				
032060-5509											
032060-5640											
032060-5645	17,489	16,196	21,089	21,500	11,984	23,809	24,000				
032060-5646	9,584	10,680	33,844	34,000	13,707	34,000	40,000				
032060-7002				2,000							

FUND #-100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
PAID EMS											
Computer Equipment	664	1,005	435	1,500			4,000				
Medical Equipment-Auto CPR			1,048	4,000		2,000	4,000				
Contingency											
--TOTAL DEPARTMENT--	841,872	862,891	1,218,361	1,401,614	714,831	1,373,493	1,617,873	350			
FIRE & RESCUE SERVICES	2,454,185	2,471,932	2,968,205	3,470,529	2,355,950	3,441,940	3,705,666	4,950			
CORRECTION & DETENTION											
JAIL											
Professional Services (SCAAP)		8	1,689	60	39	60	60				
Food Supplies											
Regional Jail	781,105	969,234	1,173,589	1,393,372	812,800	1,239,200	1,622,390				
--TOTAL DEPARTMENT--	781,105	969,242	1,175,278	1,393,432	812,847	1,239,260	1,622,450				
CORRECTION & DETENTION	781,105	969,242	1,175,278	1,393,432	812,847	1,239,260	1,622,450				
INSPECTIONS											
BUILDING INSPECTOR											
Salaries & Wages	197,898	212,025	198,791	262,305	152,285	225,973	271,199				
Part-time Salaries											
New Building Insp/P&Z Admin		225		300	8,233	22,733	300				
Brd.of Bldg.Appeals Wages	15,049	16,109	14,900	20,066	12,151	19,026	20,747				
FICA					832	2,493	29,208				
Retirement-VRS											
Hospital/Medical Plans	22,251	25,092	19,668	25,092	14,687	27,828	37,104				
Group Insurance	2,680	2,841	2,564	3,515	2,130	3,515	3,634				
Hybrid Disability VLDP	1,660	1,760	1,627	2,230	1,289	2,230	1,685				
Worker's Compensation	2,470	3,733	2,895	3,734	2,421	3,734	3,734				
VRS Retirement Hybrid Plan	23,872	25,296	21,948	30,086	17,401	27,500	5,692				
Professional Services			886								
Maintenance Service Contract	8,716	11,202	9,183	13,850	1,888	13,850	13,850				
Printing & Binding	397	500	78	750	750	750	750				
Postal Services	284	143	9	350	16	350	350				
Telecommunications	78	28	80	80	107	125	80				
Office Supplies	1,794	2,027	3,166	2,000	1,011	2,000	2,000				
Uniforms	540	795	936	500	78	500	1,000				
Books & Subscriptions	1,200	1,200	695	1,500		1,500	2,000				
Travel (Mileage)		44									
Travel (Subsistence & Lodgin		218	421	1,200	1,112	1,200	1,500				
Travel (Convention & Educati	797	685	2,491	1,900	944	1,900	2,400				
Dues & Assoc. Memberships	225	180	926	700	403	700	700				
Building Permit Surcharge	595	3,380	13,115	6,500	2,941	4,500	6,500				
Furniture & Fixtures	448	226	2,651	1,000	752	1,000	1,000				

FUND #--100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
BUILDING INSPECTOR											
034010-7004			42	750			750	750-			
034010-7040	2,000										
--TOTAL DEPARTMENT--	282,954	307,709	297,072	429,232	220,681	363,707	406,183	750-			
INSPECTIONS											
	282,954	307,709	297,072	429,232	220,681	363,707	406,183	750-			
OTHER PROTECTION											
ANIMAL CONTROL											
035010-1001	117,038	127,883	123,189	131,265	107,960	139,765	208,740				
035010-1002		3,499	15,781	15,000	11,390	15,000	16,000	6,000-			
035010-1003	27,255	20,698	20,131	20,000	16,348	18,473					
035010-1004											
035010-1005				61,741							
035010-2001	10,259	10,817	11,115	13,943	9,653	13,943	19,143				
035010-2002	4,647	4,879	4,880	4,879	4,016	6,150	22,481				
035010-2005	28,456	29,424	26,994	30,246	22,480	36,039	42,996				
035010-2006	1,595	1,675	1,643	1,759	1,434	2,286	2,797				
035010-2009	668	701	680	754	612	994	1,123				
035010-2011	1,501	2,388	2,181	2,236	2,288	2,288	1,501				
035010-2013	9,688	10,173	9,182	10,173	8,255	12,435	3,795				
035010-3002	14,055	15,993	18,372	22,000	8,822	22,000	32,000	5,000-			
035010-3003	4,714	5,657	5,893	2,500	1,318	2,500	2,500				
035010-3006	80										
035010-3007											
035010-3008											
035010-3016	1,255	1,513	700	1,375	303	1,000	1,000				
035010-3020	75	75	78	125	78	125	125				
035010-5100	2,831	2,439	2,819	3,000	2,066	3,000	3,000				
035010-5203	6,158	6,463	5,729	6,340	3,534	6,340	6,340				
035010-5401	739	2,289	1,267	1,800	322	1,800	1,800				
035010-5402	969	1,634	779	1,200	663	1,200	1,200				
035010-5404	63	839	297	1,000	843	1,000	1,000				
035010-5407	3,510	5,796	5,426	3,000	3,515	5,728	3,000				
035010-5410	5,195	3,044	2,854	2,500	3,310	3,310	2,500				
035010-5504	1,950	734	3,663	1,000	903	1,000	1,000				
035010-5509	2,100	500	1,050	1,800	700	1,800	1,800				
035010-6021											
035010-7001											
--TOTAL DEPARTMENT--	244,801	259,113	264,703	339,636	210,813	298,176	375,841	11,000-			
MEDICAL EXAMINER											
035030-3001	180	260	160	160	60	160	160				
--TOTAL DEPARTMENT--	180	260	160	160	60	160	160				
OTHER PROTECTION											
	244,981	259,373	264,863	339,796	210,873	298,336	376,001	11,000-			

FUND #-100 GENERAL FUND EXPENDITURES

FUND #	DESCRIPTION	FY/2021	FY/2022	FY/2023	AMENDED	2024/02	PROJECTED	DEPT	ADMIN	AMENDED	APPR	DEPT
		ACTUAL	ACTUAL	ACTUAL	BUDGET	ACTUAL	ACTUAL	FY/2025	FY/2025	FY/2025	FY/2025	FY/2026
								REQUEST	RECOMMEND	BUDGET	BUDGET	REQUEST
042000	SANITATION & WASTE REMOVAL											
042030	***WASTE MANAGEMENT***											
042030-1001	Salaries & Wages	78,835	98,737	124,576	139,742	93,227	139,742	139,742				
042030-1002	Overtime	11,993	12,473	13,889	12,000	5,458	12,000	12,000				
042030-1003	Part-time Salaries-Conv.Ctrs	190,032	199,578	266,001	281,526	196,371	281,526	330,814				
042030-1005	Drivers Positions - Incl. OT	75,889	64,370	81,688	93,404	57,995	93,404	98,826				
042030-2001	FICA	11,819	12,843	16,521	21,115	11,776	17,960	18,235				
042030-2002	Retirement-VRS	12,421	6,814	6,662	8,751	3,849	7,866	24,649				
042030-2005	Hospital/Medical Plans	37,272	38,335	40,109	45,888	30,674	46,134	46,380				
042030-2006	Group Insurance	2,003	2,088	2,764	2,914	2,020	3,124	3,067				
042030-2009	Hybrid Disability VDP	384	803	1,237	1,445	996	1,500	1,317				
042030-2011	Worker's Compensation	8,774	10,609	6,161	10,609	6,925	10,609	10,609				
042030-2013	VRS Retirement Hybrid Plan	5,573	11,556	16,696	18,603	13,437	20,239	4,448				
042030-3002	Professional Services		26,642									
042030-3003	Convenience Centers (Fuel)	24,961	56,902	46,029	56,000	20,428	30,642	56,000				
042030-3004	Repairs and Maintenance	60,448	46,226	45,527	37,000	36,627	50,249	55,000				
042030-3005	Maintenance Service Contract		4,900									
042030-3010	Tipping Fee (Transfer Statio	363,886	319,818	336,123	393,000	231,266	355,000	393,000				
042030-3011	Tipping Fees- Region 2000 Sv		26,906									
042030-3012	Recycling Services	14,995	15,153	17,167	20,000	7,368	15,000	20,000				
042030-3015	Transportation Fees	150,582	165,701	231,164	250,000	156,334	219,331	250,000				
042030-3021	Waste Water	5,059	815	1,210	3,000	1,130	1,695	3,000				
042030-3022	DEQ License Fee	7,619	6,468	6,737	7,700	7,294	7,294	7,700				
042030-3025	Tire Removal	8,239	1,633	231	3,000	108	500	3,000				
042030-5100	Electrical Services	8,378	9,402	9,638	7,500	6,398	9,600	10,000				
042030-5103	Water and Sewer	546	462	504	504	374	561	504				
042030-5203	Telecommunications	2,152	2,568	2,218	2,600	2,181	3,271	3,300				
042030-5401	Office Supplies	1,856	1,163	3,432	2,500	1,384	2,076	2,500				
042030-5407	Maintenance Supplies	4,558	1,113	604	4,000	1,196	1,794	4,000				
042030-5408	Vehicle Supplies (MAC trucks	20,596	21,124	14,469	18,000	21,938	25,000	35,000				
042030-5409	Recycle Coordinator	976	60	885	1,000	222	334	1,000				
042030-5410	Uniforms	2,017	2,857	1,631	3,000	1,334	1,888	3,000				
042030-5501	Travel (Mileage)	641	644	664	700	189	284	700				
042030-5504	Education	1,050	375	2,133	1,500	655	1,000	1,500				
042030-7001	Machinery & Equipment			6,095								
042030-7004	Transfer Station Scale House					367						
042030-7007	Convenience Center Equipment	241		293			551	1,000				
042030-8002	Lease/Rent (Faber water)	1,466	1,341		2,200		1,341	1,341				
	--TOTAL DEPARTMENT--	1,115,261	1,170,479	1,303,058	1,449,201	919,521	1,361,515	1,541,632				
	SANITATION & WASTE REMOVAL	1,115,261	1,170,479	1,303,058	1,449,201	919,521	1,361,515	1,541,632				
043000	GENERAL MAINTENANCE											
043020	***BUILDINGS AND GROUNDS***											
043020-1001	Salaries & Wages	231,252	243,151	275,712	324,965	209,719	324,965	316,753				
043020-1002	Overtime	2,377	3,850	953	5,000	734	3,000	3,000				

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
071000											
071020											
071020-1001	102,727	105,859	108,767	123,446	79,918	119,434	121,482				
071020-1002		2,290	782	1,500	1,262	1,500	1,500				
071020-1003	2,661	4,368	3,090	8,090	4,183	8,090	6,000				
071020-1004	6,080	10,152	13,778	17,066	10,969	16,454	17,919				
071020-1005				23,791	2,030	9,550	24,500				
071020-1008			50								
071020-2001	8,484	9,287	9,541	11,057	7,436	11,860	13,191				
071020-2002	12,368	11,842	12,463	13,524	9,079	11,927	13,084				
071020-2005	16,178	16,031	16,866	18,384	11,490	16,922	18,468				
071020-2006	1,377	1,318	1,456	1,580	1,061	1,580	1,628				
071020-2009				62			348				
071020-2011	1,283	1,893	1,685	1,893	1,823	1,893	1,893				
071020-2013							1,175				
071020-3001	19	96	159	250	167	250	250				
071020-3005	498	249		700		500	700				
071020-3006	100	2,644	2,865	2,500	725	2,500	2,500				
071020-3007	891	1,122	2,939	3,500	10	3,500	3,500				
071020-3016	4,123	2,000	4,755	5,000	1,599	5,000	5,000				
071020-3017	555	4,380	7,408	8,000	5,885	8,000	10,800				
071020-3018	3,402	4,060	5,278	6,000	14,519	15,000	12,000				
071020-3019	9,817	10,521	10,621	12,000	10,256	12,000	12,000				
071020-3020	7,561	16,648	33,016	40,000	23,666	30,000	35,000				
071020-3023					1,637	1,637					
071020-5100	1,284	1,261	1,615	2,000	982	2,000	2,000				
071020-5201	7	125	114	200		150	200				
071020-5203	12	16	33	100	41	50	1,500				
071020-5401	454	1,758	257	800	706	800	800				
071020-5407	3,451	2,554	7,339	5,000	3,309	5,000	5,000				
071020-5410	83		117								
071020-5411											
071020-5412	12,471	18,362	32,945	28,000	18,516	28,000	30,000				
071020-5422	1,026		2,499								
071020-5501			55				250				
071020-5503	460	677	1,263	1,500	1,107	1,500	1,900				
071020-5504	1,549		946	1,300	1,550	1,550	1,500				
071020-5801	315	200	200	650	200	670	900				
071020-7001	16,982										
071020-7007	2,395	2,995	3,295	2,995		3,295	3,295				
071020-8003				40,000		30,000	10,000				
071020-8004											
	218,613	232,708	286,197	380,888	214,126	352,297	360,283				
--TOTAL DEPARTMENT--											
PARKS & RECREATION	218,613	232,708	286,197	380,888	214,126	352,297	360,283				

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
081000											
081010											
081010-1001	104,085	115,007	120,757	142,757	94,760	142,757	143,494				
081010-1002		1,956	3,375	3,200	2,077	3,200	3,500				
081010-1003											
081010-1004											
081010-1011	3,300	5,270	6,075	6,300	2,700	4,050	6,300	2,250-			
081010-1012	1,425	300	225	1,350	300	1,000	1,350	450-			
081010-2001	7,888	8,916	9,396	11,811	7,254	11,811	11,245				
081010-2002				2,504			15,454				
081010-2005	18,273	18,900	19,110	21,420	14,280	21,420	21,420				
081010-2006	1,395	1,541	1,618	1,911	1,266	1,911	1,923				
081010-2009	864	955	1,026	1,212	803	1,212	1,062				
081010-2011	1,084	2,330	1,695	2,759	1,712	2,759	2,759				
081010-2013	12,532	13,698	13,851	13,845	10,838	13,845	3,587				
081010-3000											
081010-3001											
081010-3002											
081010-3003											
081010-3005	4,146	6,853	4,987	5,000	3,440	5,000	5,000				
081010-3006	1,389	644	953	1,500		1,000	1,500	500-			
081010-3007	3,846	4,054	4,595	5,000	3,107	4,500	5,000	500-			
081010-5201	309	1,264	697	2,000	268	1,600	2,000	400-			
081010-5203	17	12	38	50	50	50	50				
081010-5401	1,434	1,484	970	1,500	1,283	1,500	1,500				
081010-5411		315		500	120	400	500				
081010-5501	1,204	996	1,583	1,200	725	1,600	1,500				
081010-5503	851	2,091	2,109	2,000	1,153	2,200	2,500	300-			
081010-5504		825	337	800		800	800				
081010-5505	1,109	2,220	1,795	2,250	1,435	2,200	2,250	50-			
081010-5650											
081010-5801	613	668	500	750	100	650	750				
081010-7002											
081010-7007											
081010-7050	165,764	190,299	195,692	236,619	147,671	225,465	240,444	4,450-			
081020											
081020-1001	125,836	132,128	138,796	148,135	98,350	148,135	149,355				
081020-1003	23,105	51,981	69,350	81,000	55,373	81,000	83,694				
081020-1004							82,417				
081020-2001	11,398	14,091	15,916	17,879	11,765	17,529	17,828				
081020-2002	15,151	15,908	15,913	16,986	11,281	16,986	16,086				
081020-2005	16,178	16,728	16,880	18,552	12,368	18,552	18,552				
081020-2006	1,686	1,770	1,859	1,985	1,318	1,985	2,001				
081020-2009											
081020-2011	1,883	2,601	2,191	2,173	2,197	2,197	2,173				
081020-3002	1,200	800	2,044	1,200	166	1,200					

FUND #--100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
NON-DEPARTMENTAL											
091030-5624			70,194								
091030-5625			50,000								
091030-5626				100,000			100,000				
091030-5627											
091030-5629	3,100	3,100	3,100	3,100	3,100	3,100	3,100				
091030-5630											
091030-5631	10,000	10,000	10,000	10,000	7,500	10,000	10,000				
091030-5632											
091030-5638	55,729	55,729	69,661	69,661	34,831	69,661	69,661				
091030-5641	4,000	4,000	4,000	9,500	8,500	9,500	8,708				
091030-5642											
091030-5643	3,500	3,500	3,500	3,500	2,625	3,500	3,500				
091030-5644	8,254	8,254	9,000	20,000	10,000	20,000	20,000				
091030-5645	12,367			12,300	12,300	12,300	12,367				
091030-5646											
091030-5647											
091030-5648	1,000	1,000	1,000	1,000	1,000	1,000	1,000				
091030-5652	9,000	9,000	9,000	9,000	9,000	9,000	9,000				
091030-5655	16,334	16,508	17,184	18,384	11,819	18,384	20,022				
091030-5656			2,500	2,500	1,250	2,500	2,500				
091030-5657	16,538	18,017	22,832	18,064		19,497	19,497				
091030-5659			10,000								
091030-5665	583,405	81,050		200,000	200,000	200,000					
091030-5669											
091030-5670			250,000								
091030-5671											
091030-5680											
091030-5685	17,435	22,960	20,412	20,622	20,027	20,622	20,912				
091030-5686				21,389	21,389	21,389					
091030-5690											
091030-5695	5,446	2,345	3,320	1,500		1,500	1,500				
091030-5700	7,500										
091030-5705											
091030-5710											
	<u>3,915,723</u>	<u>1,077,486</u>	<u>1,523,028</u>	<u>1,817,498</u>	<u>919,622</u>	<u>1,307,951</u>	<u>1,741,339</u>	<u>13,129-</u>			
---TOTAL DEPARTMENT---											
CAPITAL OUTLAY											
091050											
091050-1001											
091050-1002		10,277									
091050-1003			16,000	16,031		12,804					
091050-1004		34,578									
091050-1005				59,359	59,359	59,359					
091050-1006				107,000	82,711	82,711					
091050-1007				27,850	12,747	12,747					
091050-2001											
091050-2002		4,500									
091050-7001				10,000	10,106	10,106					

FUND #-100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
CAPITAL OUTLAY											
091050-7100											
Tanbark Plaza Paving											
091050-7102					140	140					
VACORP Ductible-Legal Defe											
091050-7105			251,510								
Solid Waste Roll-Off Truck											
091050-7106	16,861										
ProVal Server Replacement											
091050-7107	14,377										
Replace DVR Servers Johnson											
091050-7108	238,700										
Radio Console Upgrade											
091050-7109			41,905								
Bucks Elbow Tower Equip Relo											
091050-7110				10,000							
NG 911 Costs											
091050-7111				47,100							
VESTA 911 Upgrade for NG911					59,436						
091050-7112				150,000							
911 Call Handling Equipment					154,359						
091050-7115	7,369										
EMS Agency Pagers (Replaceme											
091050-7120											
PER-Recreation Complex											
091050-7125							20,000				
Marcus Alert System											
091050-7130							140,000				
Parks & Recreation Master Pl											
091050-7135							7,800				
Phone System Trunk Configura											
091050-7140			30,000	36,900	36,900	36,900					
Dept. of Elect. Security Com											
091050-7141			1,723								
ProVal Migration-SQL Licensi											
091050-7145	3,000										
Animal Shelter Epoxy Floor											
091050-7150							12,000				
IT Network Event Logging Sol											
091050-7155							76,000				
BOS Meeting Streaming/Indexi											
091050-7156							30,000				
IT Network Server Replacemen											
091050-7157	2,714										
Animal Control Firearms/Tran											
091050-7158			15,315								
Animal Control Livestock Tra											
091050-7160	4,658										
Broadband Network Improvemen											
091050-7164							18,000				
Circuit Court A/V Replacemen											
091050-7165											
E911 CAD Equipment											
091050-7166			120,045	401,982	322,686	371,823	292,900				
E911 Microwave Network Upgra											
091050-7170	42,686										
Text to 911 Implementation											
091050-7173											
Office Space PER (Lov Health											
091050-7174											
Blue Moon Building Evaluatio											
091050-7175											
Transportation Study (School											
091050-7180	3,671	74,893									
Generator Upgrade (Rockfish											
091050-7185			103,954		5,377	5,377					
Animal Control Truck (2)											
091050-9999	923,016	979,931	3,955,336	3,134,918	2,383,303	3,071,031	2,439,243	192,000-			
Public Safety Radio Project											
--TOTAL DEPARTMENT--	4,838,739	2,057,417	5,478,364	4,952,416	3,302,925	4,378,982	4,180,582	205,129-			
NON-DEPARTMENTAL											
092000											
REVENUE REFUNDS SUSPENSE ACC											
092010											
GENERAL FUND REFUNDS											
092010-9201	79,070	11,997	27,558	45,000	8,775	25,000	25,000				
Refunds											
092010-9204	7,258	5,882	5,106	5,000	3,780	5,000	5,000				
Refunds (Proration)											
092010-9210											
Refunds (Primary Fees)											
092010-9215	897	597	2,726	2,000	1,506	2,000	2,000				
Refunds (Revenue Recovery)											
--TOTAL DEPARTMENT--	87,225	18,476	35,390	52,000	14,061	32,000	32,000				
REVENUE REFUNDS SUSPENSE AC	87,225	18,476	35,390	52,000	14,061	32,000	32,000				

FUND #--100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
093100											
093100-0121											
093100-9101	85,000		85,000	85,000	85,000	85,000	100,000				
093100-9110											
093100-9114											
093100-9201	1,632,740	2,143,322	1,590,126	2,111,079	2,111,079	2,111,079	2,190,378				
093100-9202	164,935	164,935	164,935	164,935	164,935	164,935	164,935				
093100-9203	15,929,887	15,636,687	15,493,034	21,146,675	21,146,676	21,146,675	18,379,837				
093100-9204	3,176,552	3,143,087	6,341,318	3,325,284	3,325,284	3,325,284	3,935,284				
093100-9205											
093100-9206	441,546	745,587									
093100-9207	39,788	183,654	76,442				350,000				
093100-9208											
093100-9209											
093100-9210											
093100-9215											
093100-9503											
--TOTAL DEPARTMENT--	21,470,448	22,017,272	23,750,855	26,832,973	26,832,974	26,832,973	25,120,434				

094000											
094100											
094100-3002											
094100-3003											
094100-3140											
094100-3141											
094100-3142											
094100-3143											
094100-3144											
094100-3160	115,418										
094100-3161											
094100-7002											
--TOTAL DEPARTMENT--	115,418										

094200											
094200-3002											
094200-3003											
094200-3140			96,033	249,570	32,670	100,000					
094200-3160											
094200-7002											
--TOTAL DEPARTMENT--			96,033	249,570	32,670	100,000					

CAPITAL PROJECTS	115,418		96,033	249,570	32,670	100,000					
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- B U D G E T - E X P E N S E

FUND #-100 GENERAL FUND EXPENDITURES

	FY/2021 ACTUAL	FY/2022 ACTUAL	FY/2023 ACTUAL	AMENDED BUDGET	2024/02 ACTUAL	PROJECTED ACTUAL	DEPT FY/2025 REQUEST	ADMIN FY/2025 RECOMMEND	AMENDED FY/2025 BUDGET	APPR FY/2025 BUDGET	DEPT FY/2026 REQUEST
095100 ***LARKIN PROPERTY BAN***											
095100-3002 Bond Issuance Expense			85,261								
--TOTAL DEPARTMENT--			85,261								
LARKIN PROPERTY BAN			85,261								
099000 ***CONTINGENCY FUND***											
099000 ***CONTINGENCY***											
999000-9901 Contingency Reserve (Recurri	120,152	1,443,276	24,023	509,702	16,062	75,000	482,693				
999000-9905 Contingency Reserve (Non-rec				213,352			441,288				
999000-9910 Reserve-School Resource Offi	9,803										
999000-9911 Reserve-School Capital	500,265										
--TOTAL DEPARTMENT--	630,220	1,443,276	24,023	723,054	16,062	75,000	923,981				
CONTINGENCY	630,220	1,443,276	24,023	723,054	16,062	75,000	923,981				
-TOTAL FOR FUND	40,753,791	39,921,817	46,467,445	51,765,637	42,186,264	50,231,797	49,794,420	306,767-			
- FINAL TOTAL	40,753,791	39,921,817	46,467,445	51,765,637	42,186,264	50,231,797	49,794,420	306,767-			

MEMORANDUM

To: Nelson County Board of Supervisors

From: Maureen Kelley, Director of Economic Development and Tourism

Date: March 7, 2024

Re: Shipman Historic District

The Board approved \$16,000 for the Shipman Historic District Planning Grant application at their March 14, 2023 meeting to complete the nomination for Shipman as a designated Historic District.

The Virginia Department of Historic Resources hired Hill Studio in the fall of 2023 to complete the Preliminary Information Form. The survey work was completed in December 2023 – January 2024, with the public meeting held on January 10, 2024. The Preliminary Information Form is complete and is being reviewed by the Virginia Department of Historic Resources.

The next step is to apply for another cost share grant from the Virginia Department of Historic Resources to complete the historic district nomination to the State and National Register. The County's funds are in place.



PRELIMINARY INFORMATION FORM FOR HISTORIC DISTRICTS

The Preliminary Information Form (PIF) constitutes an application for preliminary consideration of a historic district for eligibility for the Virginia Landmarks Register and the National Register of Historic Places. The PIF is **not** the same as a nomination to the Registers, but is a means for evaluating the **eligibility** of a historic district for listing. The PIF is evaluated by Department of Historic Resources (DHR) staff and the State Review Board (SRB) based on information available at the time of preparation. Recommendations are subject to change if additional information becomes available. DHR and SRB recommendations regarding the property's eligibility will be provided to the property owner in writing.

Before Preparing a PIF

Contact **DHR's Archivist** for assistance in obtaining any information DHR may have on file about the proposed district, such as a previous architectural survey record or eligibility evaluation. You are welcome to use this information in preparing your PIF. Contact **DHR's Archivist** by phone at (804) 482-6102, or by email at Quatro.Hubbard@dhr.virginia.gov. Staff at one of DHR's three Regional offices also are available to answer questions you may have as you begin preparing your PIF. Locations and contact information for each office is at <https://www.dhr.virginia.gov/about-dhr/regional-preservation-offices/>. (You also are welcome to ask DHR's Archivist for the contact information.)

Preparing a PIF

A PIF consists of three equally important parts:

1. **Form:** Complete the attached form to the best of your ability, using your own research about the proposed historic district as well as any information that DHR has provided. Remember that DHR's Regional staff also are available to assist you. The form may be completed using Microsoft Word software, typed, or hand-written. If using MS Word, send the electronic file via CD, email, ftp, or other file sharing means to **DHR's Archivist**.
Your PIF will not be evaluated if it is missing the property owner's signature and/or contact information for the person submitting the form (if different from the property owner)
2. **Photos:** Provide color digital images (JPGs are preferred) of the proposed historic district's general streetscape and a sample of individual buildings, sites, and/or structures that are representative of the district's character. Digital images can be submitted on CD, USB drive, or other file sharing means. Contact **DHR's Archivist** if you need assistance working with digital images. For further guidance on how to take photos, please refer to DHR's [Architectural Survey Guidelines](#).
3. **Maps:** A minimum of two maps must accompany your PIF:
 - **Location map:** This map shows the exact location of the proposed historic district. The map can be created using Google Maps, Google Earth, Bing, or other mapping websites. A copy of a road map also may be used as long as the district's exact location and proposed boundaries are shown on the map. If you need assistance, **DHR's Archivist** can provide you an example of an acceptable location map that shows boundaries.
 - **Sketch map:** This map shows the proposed boundaries and locations of all resources within the proposed historic district as well as major landscape features such as a stream, formal gardens, roads, and parking areas. The sketch map can be drawn by hand; or an annotated aerial view, tax parcel map or survey map may be used. For large historic districts, the local government may be able to provide a base map that includes roads, tax parcel boundaries, and other information. Contact staff at the local government's planning and permitting office for assistance.

Submitting a PIF

Once you have completed the PIF, submit it to **DHR's Archivist** at the mailing address at the top of this page or via email at Quatro.Hubbard@dhr.virginia.gov. The PIF will be forwarded to the Regional staff member who will review your PIF and will answer any questions you may have about the evaluation process. Do not include materials for other DHR programs, such as easements or tax credits, with your PIF.

Note: All submitted materials become the property of DHR and will be retained in our permanent Archive. In addition, the materials will be posted on DHR's public website for a period of time during the evaluation process.

Thank you for taking the time to prepare and submit a Preliminary Information Form to DHR!



PRELIMINARY INFORMATION FORM (PIF) for HISTORIC DISTRICTS

Note: PIFs are prepared by applicants and evaluated by DHR staff and the State Review Board based on information known at the time of preparation. Recommendations concerning PIFs are subject to change if new information becomes available.

DHR No. (to be completed by DHR staff) _____

1. General Information

District name(s): Shipman Historic District

Main Streets and/or Routes: James River Road (Route 56), Craigtown Road, Braddock Lane, Lentz Lane, Marietta Lane, Church Street

City or Town: Shipman (village)

Name of the Independent City or County where the property is located: Nelson County

2. Physical Aspects

Acreage: approximately 90 acres

Setting (choose only one of the following):

Urban _____ Suburban _____ Town _____ Village X Hamlet _____ Rural _____

Briefly describe the district’s overall setting, including any notable landscape features:

The proposed Shipman Historic District encompasses approximately 90 acres in south-central Nelson County. Located approximately three miles southeast of the county seat of Lovingston, the district is generally bounded by heavily wooded areas to the north and south, Oak Ridge Road to the west, and a private road to the east. About a mile southwest of the district boundary is Oak Ridge (062-0011), a large estate owned by Wall Street financier Thomas Fortune Ryan in the early 20th century. The Norfolk Southern rail line and Nero Creek bisect the east end of the district. James River Road (Route 56) is the district’s main vehicular thoroughfare, running east-west. The small commercial area is centered at the intersection of James River Road (Route 56), Craigtown Road (Route 639), and the rail line. Lentz Lane, Marietta Lane, Church Street, and Braddock Lane branch off James River Road to the north and south. The street layout follows the district’s rolling topography.

3. Architectural/Physical Description

Architectural Style(s): Craftsman, Folk Victorian

If any individual properties within the district were designed by an architect, landscape architect, engineer, or other professional, please list here: N/A

If any builders or developers are known, please list here: N/A

Date(s) of construction (can be approximate): ca. 1880 – ca. 1970

Are there any known threats to this district? vacancy, neglect

Narrative Description:

In the space below, briefly describe the general characteristics of the entire historic district, such as building patterns, types, features, and the general architectural quality of the proposed district. Include prominent materials and noteworthy building details within the district, as well as typical updates, additions, remodelings, or other alterations that characterize the district.

The Shipman community comprises approximately 67 buildings that appear to be eligible as a historic district for listing in the National Register of Historic Places. All but a few resources appear to be contributing to the proposed district. A small group of commercial buildings are concentrated at the intersection of James River Road (Route 56), Craigtown Road (Route 639) and the railroad tracks, which include a former and a current post office, general stores, a cold storage warehouse, and two former hotels. A few other commercial buildings, including two service stations, are dotted along James River Road. Residential and institutional buildings – including three churches, a cemetery, and two schools – are distributed along James River Road and on side streets. The buildings in the district are generally one or two stories and of frame construction, with a few exceptions. The resources are generally simple, vernacular forms with some influences from styles such as Folk Victorian, Queen Anne, and Colonial Revival apparent in the detailing of porches and gable fields. The most common alterations include the replacement of historic siding and roofing materials, as well as historic window replacement. Despite some alterations to historic materials and features, the resources in the Shipman Historic District overall continue to retain sufficient integrity to reflect their historic forms, functions, and dates of construction, conveying the significance of Shipman as the commercial, transportation, and institutional center for the surrounding rural area from the late-19th century through the mid-20th century.

The small commercial core of Shipman is centered at the intersection of James River Road, Craigtown Road, and the rail line. The siting of these resources around the railroad tracks represents the close ties between the railroad and the community. The ca. 1900 McGinnis Store (062-0408) at 10681 James River Road, next to the railroad tracks, originally housed the post office. The two-story, frame building features a front gable roof with gable returns and a signboard in the gable field. The store's historic porch and siding have been altered. Across from the McGinnis Store, on the north side of James River Road, is the ca. 1920 Shipman Post Office (062-0411), which was the community's first purpose-built post office. The small, vernacular building is one story, three bays, with a hipped roof and exposed rafter tails, weatherboard siding, and 2/2 double-hung sash wood windows. The current Shipman Post Office (062-5290) was constructed ca. 1950, on the south side of James River Road. One of few masonry buildings in Shipman, the brick building consists of a one-story post office at the front and a one-and-a-half story residence at the rear with a gable roof over each section. The post office at the front is simple and unadorned with a central entrance while the Cape Cod Cottage residential section at the rear features roof dormers and a central door surmounted by a transom.

There are two former hotels, which are both oriented to face the railroad tracks. The ca. 1875 McGinnis Hotel (062-0409), located behind the McGinnis Store at 10689 James River Road, is a large, two-story, five-bay frame building with cross-gable roof featuring a boxed cornice with gable returns and a prominent entrance facing the railroad featuring a transom and sidelights. Although the front porch has been replaced with a concrete-block deck and aluminum siding covers the historic weatherboards, the former hotel retains its original standing-seam metal roof and 6/6 double-hung sash wood windows. The Old McGinnis Hotel (062-0405) at 10599 James River Road was also built ca. 1875. This two-story, three-bay building with a cross-gable roof is clad with wood shingles and features a Neo-Classical inspired two-story porch with a projecting front gable accented with a diamond-shaped vent. Although the historic Tuscan porch columns and turned railing have been replaced, the former hotel retains the half-light front door and double-leaf second story entrance with a transom and sidelights as well as a boxed cornice with gable returns and 2/2 double-hung sash wood windows.

Positioned just east of the railroad tracks and west of Nero Creek is the three-story Shipman Cold Storage Warehouse (062-0407) constructed ca. 1929 at 10641 James River Road. The largest building in Shipman, it is constructed of structural clay tiles manufactured by the United Clay Products Company to provide insulation. Loading doors on the west side elevation, facing the railroad tracks, clearly identify this as a warehouse used to ship products on the railroad.

Although most of the commercial resources are centered around the railroad at the east end of the district, there are two service stations located at the west end of James River Road, reflecting the growing popularity of the automobile in the mid-20th century. The ca. 1935 frame service station at 11252 James River Road (062-5298) remains intact with its porte-cochere and 2/2 double-hung sash wood windows. The ca. 1960 concrete block service station at 11309 James River Road (062-5281) is a simple unadorned rectangular form with a side gable roof and a free-standing metal canopy sheltering the gas pumps.

There are three churches and two schools in Shipman. Montreal United Methodist Church (062-0422) was built in 1889 at 10912 James River Road replacing an earlier ca. 1864 church. This rectangular-form church with rear ell features a front-gable roof with a corner entrance and bell tower surmounted by a pyramidal metal roof and finial. Although modified with vinyl siding and replacement front doors, it retains stained glass in the front entrance transom and double-hung sash windows. The ca. 1900 Montreal Baptist Church (062-5297), originally established by a Black congregation in 1880, is a one-story, vernacular, frame church with front-gable roof and a projecting entrance bay that features a belfry. A small cemetery is also located on the property at 11237 James River Road. The Shipman Baptist Church (062-5286), built in 1918 at 66 Church Street, is a two-story, vernacular church with a hipped roof and projecting entry bay and a front gable roof accented by a diamond-shaped vent. Although modified with contemporary materials, the church retains the stained-glass transom over the entrance that reads “Shipman Baptist Church.” This church was unique as it included meeting space on the second floor for the Masonic Lodge.

Shipman High School (062-0107) was built in 1908 at 22 James River Road to replace the earlier one- and two-room schools. The one-story, seven-bay frame school sits on a stone foundation with a cross-hipped roof of standing-seam metal that once featured a cupola and hipped dormers. A central entry porch supported by turned wood posts shelters the double-leaf entrance with replacement doors surmounted by a transom. The building, which has been modified with the installation of vinyl siding and replacement windows, was purchased in 1956 by the Civic Club and continues to serve as a community center operated by this local citizen’s group. Ryan Hall Elementary School (062-5230; NRHP 2022) was constructed as the “Shipman Colored School” in 1919 at 47 Braddock Lane. Built originally as a two-room school before an additional wing was added in 1925, the school is a one-story, six-bay frame building with a side-gable roof topped by a deteriorated belfry. Two entry porches

shelter the entrance vestibules. A second school building was constructed on the property in the early 1930s. This one-story, four-bay frame building also features a side-gable roof with two entrances sheltered by a front-gable entry porch and large banks of double-hung, wood-sash windows.

Residential resources in Shipman are distributed along James River Road and the side streets of Lentz Lane, Marietta Lane, Church Street, and Braddock Lane. Houses date from around the mid-1870s to the 1950s and are primarily of frame construction with the original weatherboards often covered with aluminum or vinyl siding. Except for a few Craftsman-style bungalows, the houses are vernacular with limited influences from the Queen Anne, Folk Victorian, and Colonial Revival styles evident in some of the detailing. The original windows and porch detailing have been replaced on some houses. Despite these modifications, the original forms and sufficient historic features, detailing, and materials remain intact to convey the domestic function and date of construction of these residential resources. Some residential properties in the district include secondary buildings, such as sheds. There are also some limited examples of privies, ice houses, springhouses, servant's quarters, and barns associated with residential properties in the district.

Discuss the district's general setting and/or streetscapes, including current property uses (and historic uses if different), such as industrial, residential, commercial, religious, etc. For rural historic districts, please include a description of land uses.

Set among the rolling topography of rural, south-central Nelson County, the proposed Shipman Historic District comprises a small commercial area which developed around the intersection of James River Road (Route 56), Craigtown Road (Route 639) and the Norfolk Southern railroad tracks. James River Road runs east-west, while Craigtown Road and the Norfolk Southern railroad tracks run north-south. The commercial area features an assemblage of buildings including former stores, current and former post offices, two former hotels, and a cold storage warehouse. These buildings and lots are characterized by minimal setbacks with small, gravel parking areas either along the front or sides. Residential resources are concentrated along James River Road and the side streets of Lentz Lane, Marietta Lane, Church Street and Braddock Lane, which branch off James River Road to the north and south. The residential resources are typically set back from the road and accessed by private walks and surrounded by residential yards that feature trees, shrubs, gardens, and in limited cases, domestic and or agricultural outbuildings. Two former schools and three churches are spread out through the district along James River Road, Church Street, and Braddock Lane. The schools and churches are located on relatively large, grassy parcels.

4. District's History and Significance

In the space below, briefly describe the history of the district, such as when it was established, how it developed over time, and significant events, persons, and/or families associated with the property. Please list all sources of information used to research the history of the property. (It is not necessary to attach lengthy articles or family genealogies to this form.) Normally, only information contained on this form is forwarded to the State Review Board.

If the district is important for its architecture, engineering, landscape architecture, or other aspects of design, please include a brief explanation of this aspect.

Located along the north-south tracks of the Southern Railway and the main east-west route of James River Road (State Route 56), Shipman developed in the late-19th century and the first half of the 20th century as the primary transportation hub for travel and the shipment of goods to and from Nelson County. The proposed district – which includes a cold storage warehouse, two schools, three churches, a cemetery, a current and former post office, two former hotels, several stores, and a number of residences – represents the evolution of the community from its initial establishment in 1859, with the construction of the Orange and Alexandria Railroad, through the mid-20th century as it continued to serve as the commercial and institutional center for the surrounding rural community. The proposed Shipman Historic District appears to be eligible for NRHP listing under Criterion A with significance on the local level in the areas of Community Planning and Development, Commerce/Trade, and Transportation. The period of significance is anticipated to begin ca. 1875, the date of the earliest extant resources, and end in 1967, when the Southern Railway depot closed.

European explorers, including English and French Huguenots from the Tidewater area and Scotch-Irish immigrants from the Shenandoah Valley, first settled in the land between the Blue Ridge Mountains and the James River that would become Nelson County in the early- to mid-18th century. Originally part of Albemarle County (1744) and then Amherst County (1761), Nelson County was formed in 1807 and named in honor of Virginia's third Governor, General Thomas Nelson Jr. Similar to other counties in the Upper Piedmont region of Virginia, Nelson County was rural in character with an agrarian economy that included cash crops such as tobacco, grain, and apples.¹ Rivers, like the Tye and Piney, that flowed to the James River with its canal system, provided the primary means of commercial transportation for these crops to market until replaced by railroads in the mid-19th century.²

In 1854, the General Assembly granted rights to the Orange and Alexandria Railroad (chartered in 1848) to extend south from Charlottesville to Lynchburg. As the coal-fired steam locomotives at that time required water stops approximately every 30 miles, the area that would become Shipman became a railroad stop midway between Charlottesville and Lynchburg.³ By 1860, there were three buildings near the railroad stop known as "Nelson's Station," including a store with a post office and a large house built by Captain Steever where he operated a saloon on the first floor. Steever and a local landowner named James W. Kennedy, who were both from Canada, are credited with naming the village around the railroad stop "Montreal."⁴ By 1864, the village included the original frame building of the Montreal United Methodist Church on James River Road.⁵ A pole yard near the railroad tracks, where local lumber was brought to manufacture railroad ties and later treated with creosote for utility poles, operated from ca. 1865 through the 1950s when it was known as the "creosote factory."⁶

Following the Civil War, both the railroad and the village changed names several times. The Orange and Alexandria Railroad became part of the Virginia Midland Railroad in 1873, which later merged with the Richmond and Danville Railroad before emerging from bankruptcy as part of the large Southern Railway network in 1894. The first depot in Montreal was built ca. 1870 and named "Lovingston Depot" for the nearby county seat; however, it was renamed Oak Ridge by 1900. The ca. 1875 McGinnis Hotel at 10689 James River Road (062-0409) and the ca. 1875 Old McGinnis/Wood Hotel at 10599 James River Road

(062-0405) remain standing in the district and represent the close association between the railroad and commerce in the community.

Around the turn of the 20th century, the village was bustling with six grocery stores, a drug store, a funeral parlor, two churches, and several hotels.⁷ In 1889, Montreal United Methodist Church (062-0422) replaced their original ca. 1864 building with a new church at 10912 James River Road and the Black congregation of the Montreal Baptist Church (062-5297) constructed a ca. 1900 frame sanctuary at 11237 James River Road following their establishment in 1880.⁸ In addition to overnight accommodations, the hotels provided meals for railroad passengers and workers while the trains stopped to refill their water tanks. Many of the residents worked on the railroad as engineers, brakemen, conductors, fireman, rail maintenance workers, electrical railroad workers, telegraph operators, and depot employees as well as members of the traveling railroad maintenance team.⁹ The depot also served as a major shipping point for pulp wood – in addition to the cash crops of tobacco, apples, and peaches – from the 1900s to the 1950s.

In the early-20th century, changes to the nearby Oak Ridge estate (062-0011) impacted the community. Nelson County native and Wall Street financier Thomas Fortune Ryan purchased Oak Ridge in 1901 and transformed it into an impressive and expansive country estate.¹⁰ With a payroll of 314 employees in 1909, Oak Ridge provided employment to many in the area, including a number of residents in the nearby village.¹¹ Following the construction of Ryan's private depot at the Oak Ridge estate, the name of the depot and post office in the village was changed once again to avoid confusion between the two railroad stops. Thomas H. McGinnis, a prominent local businessman who operated a hotel, a store, and a livery service, suggested that the village, as well as the depot and post office, be renamed Shipman in honor of his wife's family who had long lived in the area.

Shipman continued to grow in the early 1900s. The four-room Shipman High School (062-0107) was built in 1908 to replace the earlier one- and two-room schools. Students, presumably white, from the surrounding area would travel by train to attend the high school.¹² In 1919, the Ryans of Oak Ridge helped to build the "Shipman Colored School," which would later be renamed Ryan Hall (NRHP 2022). The school, which was enlarged with a second building in the 1930s, was located on Braddock Lane in an area at the western edge of Shipman where many Black residents lived. The Ryans also contributed to the construction of Shipman Baptist Church (062-5286) in 1918 by donating the lumber and pews for the church.¹³ Located at 66 Church Street, the building included a masonic lodge on the upper level.¹⁴ Further evidence of the growth of Shipman was the ca. 1920 construction of a new post office (062-0411).

During the 1920s and 1930s, Shipman reached a peak of growth with increased railroad and commercial activity. In addition to apples, the local orchards also began producing peaches and other fruits to surpass tobacco as the major cash crop of the county. As a result, the Shipman Cold Storage Warehouse (062-0407) was constructed next to the railroad tracks in 1929 with the capacity to store up to 85,000 barrels. Euell Dowdy, who worked as a clerk at the freight depot in the late 1920s, recalled that "The dirt thoroughfares of Shipman would be filled with wagons and carts, and later trucks, hauling Nelson County winesaps and pippins to the rest of the world."¹⁵

Although the construction of State Route 29 in the early 1930s marked the beginning of the shift from trains to automobiles as the primary mode of transportation in Nelson County, Shipman continued to serve as a center for rail transportation and local commerce. Travel by rail remained popular and the Southern Railway introduced the Crescent line in 1929. This line operated three trains a day with a stop in Shipman on its route from New York to New Orleans until the steam engines were replaced with diesel in the 1940s and water stops were no longer necessary.¹⁶ Shipman, however, remained the primary shipping point for much of the timber and agricultural products in the county that were transported by rail. The continued role of Shipman as the community focal point for the surrounding rural area was evident in the construction of and a new post office around 1950. Additionally, in 1941, the Nelson County Training School was built on the outskirts of Shipman to serve as the only high school in the county for Black

students. The former training school has since been converted into apartments. It was not included in the proposed district due to significant alterations.

In 1954, residents organized the Civic Club to support the community. After initially meeting in the basement of the Montreal United Methodist Church, the club purchased the former Shipman High School and converted it to a community center which continues to operate today. The Civic Club sponsored local recreation programs, the 4-H Club, and the Extension Homemakers as well as raised funds to install streetlights.¹⁷ The construction in 1963 of a new Sunday School building by Shipman Baptist Church (062-5289) also illustrates the continued vitality of the community. Although Shipman still functions today as a village center for the surrounding rural area of Nelson County, its role as a center for rail transportation ended in 1967 when the Southern Railway closed the depot and soon after demolished it.¹⁸

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- Home Demonstration Clubs. *Shipman Community, 1964-1965*. 1965.
- Dietrich, Leroy and Mary. "Montreal United Methodist Church." *The Nelson County Times*.
- Grose, S.E. and the Nelson Book Committee. *Nelson County Virginia Heritage 1807-2000*. Marceline, MO: Walsworth Publishing Company, 2001.
- Madison, Judy. "Shipman was once a booming railroad town." Vinton History Museum Archives, August 8, 1985.
- McGinnis, Bernard L. "Shipman – the Community with Many Hats." *Nelson Co. Historical Society Newsletter*, May 2006.
- "Oak Ridge Estate." Department of Historic Resources Historic Marker, 1996. Nelson County, VA.
- Roberts, E. Warren. "A brief history of how Shipman, VA received its name." Vinton History Museum Archives, June 1977
- Speidell, Phyllis. "Restoring a dream: Suffolk couple brings a new lift to old Oak Ridge, a grand estate at foot of Blue Ridge Mountains." *The Virginian-Pilot*, October 20, 1996.
- Stafford, Yvette. "How Montreal lost its name." *Nelson County Life*, 2006.
- The Thomas Jefferson Planning District. *Historic Resources Identification and Assessment of Nelson County*. Richmond, VA: Department of Historic Resources, 1993.

5. Property Ownership (Check as many categories as apply):

Private: X Public\Local _____ Public\State _____ Public\Federal _____

6. Applicant/Sponsor (Individual and/or organization sponsoring preparation of the PIF, with contact information. For more than one sponsor, please list each below or on an additional sheet.)

name/title: Maureen Kelley/Director of Economic Development

organization: Nelson County

street & number: 8519 Thomas Nelson Highway

city or town: Lovington state: VA zip code: 22949

e-mail: makelley@nelsoncounty.org telephone: 434-263-7015

Applicant's Signature: _____

Date: _____

• • Signature required for processing all applications. • •

In the event of organization sponsorship, you must provide the name and title of the appropriate contact person.

Contact person: Maureen Kelley

Daytime Telephone: 434-263-7015

Applicant Information (Individual completing form if other than applicant/sponsor listed above)

name/title: Katie Gutshall, Alison Blanton, and Kate Kronau

organization: Hill Studio

street & number: 120 Campbell Avenue SW

city or town: Roanoke state: VA zip code: 24011

e-mail: kgutshall@hillstudio.com telephone: (540) 342-5263

Date: February 9, 2024

7. Notification

In some circumstances, it may be necessary for DHR to confer with or notify local officials of proposed listings of properties within their jurisdiction. In the following space, please provide the contact information for the local County Administrator, City Manager, and/or Town Manager.

name/title: Maureen Kelley/Director of Economic Development

locality: Nelson County

street & number: 8519 Thomas Nelson Highway

city or town: Lovington state: VA zip code: 22949

telephone: 434-263-7015

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- ¹ The Thomas Jefferson Planning District, *Historic Resources Identification and Assessment of Nelson County*, (Richmond, VA: Department of Historic Resources, 1993), p. 45.
- ² *Ibid*, p. 18; Yvette Stafford, “How Montreal lost its name,” *Nelson County Life*, 2006.
- ³ Stafford, “How Montreal lost its name.”; Judy Madison, “Shipman was once a booming railroad town,” Vinton History Museum Archives, August 8, 1985.
- ⁴ E. Warren Roberts, “A brief history of how Shipman, VA received its name,” Vinton History Museum Archives, June 1977; Home Demonstration Clubs, *Shipman Community, 1964-1965*, 1965.
- ⁵ Leroy and Mary Dietrich, “Montreal United Methodist Church,” *The Nelson County Times*.
- ⁶ Madison, “Shipman was once a booming railroad town.”
- ⁷ Stafford, “How Montreal lost its name.”
- ⁸ Dietrich, “Montreal United Methodist Church.”
- ⁹ Bernard L. McGinnis, “Shipman – the Community with Many Hats,” *Nelson Co. Historical Society Newsletter*, May 2006.
- ¹⁰ “Oak Ridge Estate,” Department of Historic Resources Historic Marker, 1996, Nelson County, VA.
- ¹¹ Phyllis Speidell, “Restoring a dream: Suffolk couple brings a new lift to old Oak Ridge, a grand estate at foot of Blue Ridge Mountains,” *The Virginian-Pilot*, October 20, 1996; Madison, “Shipman was once a booming railroad town.”
- ¹² McGinnis, “Shipman – the Community with Many Hats.”
- ¹³ Home Demonstration Clubs, *Shipman Community*.
- ¹⁴ S.E. Grose and the Nelson Book Committee, *Nelson County Virginia Heritage 1807-2000*, (Marceline, MO: Walsworth Publishing Company, 2001), p. 40.
- ¹⁵ Madison, “Shipman was once a booming railroad town.”
- ¹⁶ Grose, *Nelson County Virginia Heritage*, p. 22.
- ¹⁷ Grose, *Nelson County Virginia Heritage*, p. 69.
- ¹⁸ Stafford, “How Montreal lost its name.”

Sketch Map

Shipman Historic District
PIF



NTS

REQUEST FOR APPLICATIONS

FOR

2024-2025

State Survey and Planning Cost Share Program

ISSUED BY

COMMONWEALTH OF VIRGINIA
Department of Historic Resources
2801 Kensington Avenue
Richmond, VA 23221

February 2024

REQUEST FOR APPLICATIONS

Issue Date: February 6, 2024

Title: Request for Applications for 2024-2025 State Survey and Planning Cost Share Funds

Issuing Agency: Commonwealth of Virginia
Department of Historic Resources
2801 Kensington Avenue
Richmond, VA 23221

**Project Period
(Anticipated Period
of Agreement):** From August 23, 2024 to May 30, 2025

Applications will be received by the Virginia Department of Historic Resources (DHR) until 4:00 PM, Friday, April 5, 2024. Applications should be addressed to Blake McDonald, Survey & Grants Specialist.

Applications must consist of one (1) digital copy transmitted to Blake McDonald, Survey & Grants Specialist.

Direct inquiries for information concerning this solicitation to:

Blake McDonald, Survey & Grants Specialist
Virginia Department of Historic Resources
2801 Kensington Avenue
Richmond, Virginia 23221

Telephone: (804) 482-6086

E-mail: Blake.McDonald@dhr.virginia.gov

PURPOSE

The intent of this Request for Applications (RFA) is to solicit applications for the Survey and Planning Cost Share Program, the cost of which is typically shared between the Virginia Department of Historic Resources (DHR) and a local government and/or regional planning district commission (PDC). Eligible projects encompass a broad range of survey and planning activities and the protection of historic resources through identification, documentation, evaluation, and preservation planning activities consistent with the responsible stewardship of historic resources.

DHR is responsible for identification, evaluation and protection of historic resources throughout the Commonwealth. In order to work cooperatively and support local governments and PDCs toward these goals, DHR administers the Cost Share Program for the purpose of supporting local and regional historic resource documentation and planning projects. The Cost Share Program responds to and supports Executive Memorandum 1-91, which requires agencies to reduce administrative burdens imposed on local governments in the management of state financial assistance programs.

By entering into a Cost Share Locality Agreement (hereinafter referred to as Agreement) with a local government or PDC, DHR agrees to manage the project and cover a selected portion of the project costs, with the other portion of the funding typically provided by the locality or PDC.

STATEMENT OF NEEDS

- I. Eligible Applicants: Any local government or PDC in the Commonwealth of Virginia is eligible to apply. Eligible entities may collaborate to submit an application, and may submit joint applications that incorporate the participation of state agencies other than DHR, that involve more than one local government, and/or that include participation by non-profit entities such as historical societies and historic preservation organizations. One principal local government contact or PDC contact must be designated for each application submitted.

- II. Local Government/PDC Contribution: All applications submitted must specify what cash contribution they are able to provide for the proposed project. DHR reserves the right to negotiate Agreements when a cash contribution of less than a 50% is available, or Agreements in which a cash contribution more than a 50% is offered, provided the project application is found to qualify under other criteria. For certain cases, in which the need of the locality for assistance with historic resources identification, documentation, and preservation planning is great, and local funding is demonstrably unavailable, DHR may decide to provide sufficient funding to a proposed project. **All Cost Share funding is contingent on the annual State budget and subject to change after the issuance of the RFA and the completion of the locality agreement.**

- III. DHR Regional Office Consultation: DHR's Regional Offices are available to assist with the development of Cost Share Program project proposals. Please contact staff in the regional office that serves your area to discuss project ideas and to obtain guidance on a proposed scope of work. Further information, along with a map depicting Regional Office service areas, is available on the DHR website at: <https://www.dhr.virginia.gov/about/regional-preservation-offices/>.

- IV. Eligible Activities and Project Priorities: Eligible activities include projects that propose historic resource documentation and planning with a local or regional focus, and projects that encourage the identification, recognition and protection of the full range of historic resources. Among these, certain types of project activities are to be considered priorities for the 2024-2025 Cost Share funding cycle, including those that will:
 - a. Provide broad-based survey coverage to areas that have never been adequately surveyed, or for which data is out of date (typically at least 10 years of age or older);
 - b. Result in the nomination of new historic districts to the Virginia Landmarks Register and National Register of Historic Places or updates documentation of historic districts listed in the Virginia Landmarks Register and National Register of Historic Places that lack detailed inventories, and/or that need significant amendment;
 - c. Include an area or resource type that is under threat from development pressures, severe weather, natural disasters, the effects of climate change, and/or other serious threats;
 - d. Include an area or resource type that is under documented and/or relates to a historic context that is not well understood; and

- e. Identify and document resources associated with Virginia’s culturally diverse history such as places associated with the Reconstruction Era (1861-1898), the Civil Rights Movement, LGBTQ, African-American, Asian-American, Latino, Native American and women’s history.
- V. Project Timetable: The scope of work must be designed for completion within the 2024-2025 Schedule (Attachment A). Target dates must be specified for each work item listed in the Project Schedule section of the application (Attachment C).
- VI. Project Management: As a service to its constituents, DHR will assume responsibility for procurement and contract administration, and will ensure that project documentation is completed to state or federal requirements. DHR will be responsible for procuring the services of qualified professionals who meet the standards for professional qualifications as specified by the U.S. Secretary of the Interior ([*The Secretary of the Interior’s Professional Qualification Standards*](#)).

REPORTING AND DELIVERY REQUIREMENTS

Projects will be regularly monitored by DHR through meetings, site visits, submission of progress reports and project deliverables to DHR for review, and other appropriate means. Services contracted for projects will also include reporting requirements for contractors. Reports will be conveyed to the other parties of the Agreements.

TERMS AND CONDITIONS

- I. Applicable Laws and Courts: This solicitation and any resulting contract shall be governed in all respects by the laws of the Commonwealth of Virginia and any litigation with respect thereto shall be brought in the courts of the Commonwealth. The Contractor shall comply with applicable federal, state and local laws and regulations.
- II. Clarification of Terms: If any prospective applicant has questions about the specifications or other solicitation documents, the prospective applicant should contact the agency representative whose name appears on the face of the solicitation no later than five working days before the due date. Any revision to the solicitation will be made only by addendum issued by DHR.
- III. Changes to the Contract: Changes can be made to the Agreement by mutual agreement between the parties, in writing.
- IV. Funds Availability: It is understood and agreed between the parties herein that the agency shall be bound hereunder only to the extent of the funds available or which may hereafter become available for the purpose of the Agreement.
- V. Application Acceptance Period: Any application in response to this solicitation shall be valid for 120 days. At the end of the 120 days the application may be withdrawn at the written request of the Applicant. If the application is not withdrawn at that time it remains in effect until an award is made or the solicitation is canceled.
- VI. Cancellation of Agreement: DHR reserves the right to cancel and terminate any resulting Agreement, in part or in whole, without penalty, upon 30 days written notice to the parties specified in the Agreement. Any cancellation notice shall not relieve the parties specified in the Agreement of the obligation to deliver and/or perform on all outstanding tasks issued prior to the effective date of cancellation.
- VII. Transfer of Cash Contribution: Transfer of the cash contribution to DHR will be negotiated prior to execution of the Agreement. The applicant is to provide funding directly to DHR after the procurement of the project contractor. Agreements will obligate the proposing entity to transfer their proportionate share of the proposed project cost to DHR. Payment to DHR is expected in a lump sum, to be provided promptly upon receipt of an invoice from DHR. Delays in payment may result in delays in project completion.

VIII. ADDITIONAL INFORMATION

Additional information about survey and planning is available on DHR's website: <http://www.dhr.virginia.gov/>. Links to specific survey information are provided below.

- A. Virginia Department of Historic Resources Regional Offices:
<https://www.dhr.virginia.gov/about-dhr/regional-preservation-offices/>
- B. Cost Share Program: <https://www.dhr.virginia.gov/grant-funding/cost-share-grants/>
- C. Guidelines for Conducting Historic Resources Survey in Virginia (Revised September 2017):
https://www.dhr.virginia.gov/wp-content/uploads/2018/06/SurveyManual_2017.pdf
- D. Application Evaluation Form (Attachment B)

ATTACHMENT A: 2024-2025 COST SHARE SCHEDULE

The project must be completed in its entirety by May 30, 2025.

Action Items	Date of Completion
Locality Applications Due	April 2024
DHR Decision on Applications	May 2024
2024-2025 Locality Agreements Complete	June 2024
2024-2025 Scopes Issued to Cost Share Consultants	July 2024
Consultant Proposals Due	July 2024
DHR Awards Consultant Contracts	August 2024
Project Initiation: (Project Kick-off meeting with Locality, Vendor, and DHR Complete)	September 2024
First Submission Complete	November 2024
Second Submission Complete	February 2025
Third Submission Complete	April 2025
Final Submission Complete and Contract Closed	May 2025

ATTACHMENT B: COST SHARE SURVEY APPLICATION EVALUATION FORM

Cost Share Survey and Planning Program Application Evaluation Form

Applicant: _____ Regional Preservation Office: _____

Evaluation Scale | 6 – Exceptional | 5 – Excellent | 4 – Very Good | 3 – Good | 2 – Average | 1 – Poor

Urgency and Significance	40				
Points					
• Meets DHR’s survey priorities	6	3	1		
• Is located in a county, city, or area that is underrepresented in current surveys	6	3	1		
• Includes a threatened or endangered resource type	5	4	3	2	1
• Relates and adds additional information to statewide themes	5	4	3	2	1
• Includes a comprehensive approach to survey and documentation in terms of geographical area and/or resource types	6	3	1		
• Identifies and documents resources related to Virginia’s culturally diverse history	6	3	1		
• Is located in an area under threat from climate change or sea level rise	6	3	1		
Total - Urgency and Significance					_____

Project Design	40				
Points					
• Provides identification of new cultural resources and/or updates to existing documentation	5	4	3	2	1
• Encourages and supports existing local preservation planning efforts	5	4	3	2	1
• Includes support from local/regional elected officials and other interested parties	5	4	3	2	1
• Provides a public benefit and includes public participation	5	4	3	2	1
• Phases of work are sufficiently detailed and align with DHR procedures	5	4	3	2	1
• Increases protection of resources and knowledge of resources and the region	5	4	3	2	1
• Identifies how projects results will be utilized in future preservation planning efforts	5	4	3	2	1
• Increases general public knowledge of the importance of local historic resources	5	4	3	2	1
Total - Project Design					_____

Project Proposal	20				
Points					
• Proposal is clear and concise and meets all requirements	5	4	3	2	1
• Demonstrates ability to share in cost of project (if applicable)	5	4	3	2	1
• Includes detailed budget with appropriate project costs	5	4	3	2	1
• Proposes realistic schedule for completion of work	5	4	3	2	1
Total – Project Proposal					_____

Total Score: _____

ATTACHMENT C: COST SHARE SURVEY APPLICATION FORM

APPLICATION PREPARATION AND SUBMISSION REQUIREMENTS

Note: Applications must use the formatted questions in Attachment C of this document. Please do not submit independently formatted applications.

- 1) **General Requirements:** One (1) digital copy for each project must be submitted to DHR. The applicant shall make no other distribution of the application. Failure to submit all information requested may result in a lower evaluation ranking of the application, and/or the need for prompt submission to DHR of missing information in order to qualify.
 - a) **Application Preparation:** The project application shall be signed by an authorized representative of the applicant. Ownership of all data, materials, and documentation originated and prepared for DHR pursuant to the RFA shall belong exclusively to DHR and be subject to public inspection in accordance with the *Virginia Freedom of Information Act*.

- 2) **Specific Application Requirements:** Applicants are required to submit Attachment C of this RFA as the project application:
 - a) **RFA Cover Sheet – Attachment C, Page 3:** These are to be signed and returned with the application.

 - b) **Survey Priority Checklist – Attachment C, Page 4:** Select at least one survey priority that applies to the proposed project.

 - c) **Priority Statement – Attachment C, Page 5:** Provide a description of why this project is a priority for the respective jurisdiction(s) and known threats to resources included in the project. Include an explanation of how the project supports the larger statewide historic resource survey and planning priorities as outlined on page 4 of the application.

 - d) **Scope of Work and Project Design – Attachment C, Page 6:** These must be described in a written narrative to include the following:
 - i) The objective and anticipated outcome of the project, including number of newly recorded and/or updated historic resources;
 - ii) The proposed phases of work clearly indicating the following:
 - (1) What specific tasks will be accomplished;
 - (2) The target completion dates; and
 - (3) Where the work will take place

 - e) **Project Planning with DHR Staff – Attachment C, Page 7:** Include a brief description of interaction with DHR staff prior to submission of the application, including meetings, site visits, and other project planning activities. Projects submitted without previous contact with DHR staff may result in a lower evaluation score.

 - f) **Project Budget – Attachment C, Page 8:** Include a line item budget to support the proposed project and identify the total project cost, amount requested by this application, and cash contribution. Only costs directly related to the scope of work for the project will be allowed. Because DHR will assume responsibility for project management, including the procurement of

qualified consultants to perform the scope of work, costs for administration and overhead on the part of the local government or PDC are not to be considered as part of the budget.

- i) Applications shall specify any non-cash/in-kind contributions that may be available such as office space, availability of a vehicle, lodging, use of computers and other office equipment, and the ability to make copies of research materials, property records, etc., at no cost, that contribute to the overall worth of the project. This non-cash contribution will not be counted as part of the financial match but can enhance the proposed project application since it can help reduce consultants' costs and hence the overall cost of the project.

- g) Project Schedule – Attachment C, Page 9: Provide a proposed schedule for completion of project work assuming that funds are available beginning August 23, 2024, and ending May 30, 2025. Note that projects must be completed by May 30, 2025, to ensure proper processing of deliverables and close-out of payments.

RFA Cover Sheet

In compliance with this Request for Applications and to all the conditions imposed therein and hereby incorporated by reference, the undersigned offers and agrees to enter into a Cost Share Locality Agreement in accordance with the attached signed application, or as mutually agreed upon by contract.

CERTIFICATION: I certify that the information in this application is accurate to the best of my knowledge, and that I am authorized to make this request. I agree to abide by all the terms and conditions set forth in this application and accompanying instructions, if selected for a Cost-Sharing Agreement.

Name and Address of Applicant(s):

By: _____

Title: _____

Date: _____

Phone No.: _____

FEI/FIN No.: _____

Fax No.: _____

E-mail: _____

Add sheets as necessary for multiple applicants, providing all requested information for each.

Survey Priority Checklist

Please select the survey priority or priorities that apply to this application:

- Provide broad-based survey coverage to areas that have never been adequately surveyed, or for which data is out of date (typically at least 10 years of age or older);
- Result in the nomination of new historic districts to the Virginia Landmarks Register and National Register of Historic Places or updates documentation of historic districts listed in the Virginia Landmarks Register and National Register of Historic Places that lack detailed inventories, and/or that need significant amendment;
- Include an area or resource type that is under threat from development pressures, severe weather, natural disasters, the effects of climate change, and/or other serious threats;
- Include an area or resource type that is under documented and/or relates to a historic context that is not well understood; and
- Identify and document resources associated with Virginia's culturally diverse history such as places associated with the Reconstruction Era (1861-1898), the Civil Rights Movement, LGBTQ, African-American, Asian-American, Latino, Native American and women's history.

Priority Statement

Please describe the proposed project objectives and how the project will address the jurisdiction's preservation priorities. Use additional pages as needed.

Scope of Work and Project Design

Please briefly describe the geographic, temporal, or thematic scope of the proposed project. Use additional pages as needed.

Project Planning with DHR Staff

Have you corresponded with DHR's architectural historian for your region about this project? If yes, please describe.

Project Budget

Total Project Cost: _____

Applicant Contribution Amount: _____

Requested Amount: _____

Please provide a line item budget for the proposed project using additional pages if necessary. Only costs directly related to the scope of work for the project will be allowed. Specify any non-cash/in-kind contributions that may be available such as office space, availability of a vehicle, lodging, use of computers and other office equipment, and the ability to make copies of research materials, property records, etc., at no cost, that contribute to the overall worth of the project. This non-cash contribution will not be counted as part of the financial match but can enhance the proposed project application since it can help reduce consultants' costs and hence the overall cost of the project. For assistance determining project costs, contact Blake McDonald, DHR's Survey & Grants Specialist at blake.mcdonald@dhr.virginia.gov or (804) 482-6086.

Project Schedule

Please provide a proposed schedule for completion of project work assuming that funds are available beginning August 23, 2024, and ending May 30, 2025 using additional pages if necessary. Note that projects must be completed by May 30, 2025, to ensure proper processing of deliverables and close-out of payments. Projects will be regularly monitored by DHR through meetings, site visits, submission of progress reports and project deliverables to DHR for review, and other appropriate means. Services contracted for projects will also include reporting requirements for contractors. Reports will be conveyed to the other parties of the Agreements. For assistance determining project schedules, contact Blake McDonald, DHR's Survey & Grants Specialist at blake.mcdonald@dhr.virginia.gov or (804) 482-6086.

Nelson County Planning & Zoning

Memo

To: Board of Supervisors
From: Emily Hjulstrom, Planner
Date: March 12th, 2024
Re: Recommendations for revisions/amendments to 2042 Comprehensive Plan Update

The Planning Commission conducted a public hearing for the 2042 Comprehensive Plan Update on January 31st, 2024. On February 28th, the Planning Commission met at their regular meeting to review all comments and to make a recommendation to the Board, including any recommended revisions or updates to the 2042 Comprehensive Plan.

The Planning Commission voted unanimously (6-0) to recommend approval of the 2042 Comprehensive Plan with the following revisions/amendments:

1. Table 3.1 p. 32 – Check boxes for steep slopes and floodplain for Montebello
2. P. 36-41 – Remove Montebello from ‘Rural Destination’ and add to ‘Rural Areas’ and ‘Conservation Areas’
3. P. 41 Montebello – in description, add references to Priest and Three Ridges Wilderness areas and access to primitive recreation
4. P. 149 Local Assets – add Priest and Three Ridges Wilderness areas and state fish hatchery
5. P. 67 indicate that railway runs through the county but doesn’t currently serve its residents
6. P. 90 Housing Quality and Maintenance – take out “..., and 37.9% of homes are considered vacant. This is relatively high compared to the statewide vacancy rate of 11%.”
7. P. 171 – Tuckahoe Clubhouse “Serves as the community center for ~~the~~ Wintergreen area...”
8. P. 172 – Sentara does not offer dermatology
9. Glossary – definition of “easement” should be “conservation easement”
10. Add “by-right” definition to glossary
11. Add strategy #16 to P. 50 “Discourage the use of large scale development in Montebello through zoning.”

The Board of Supervisors will be holding a public hearing regarding the 2042 Comprehensive Plan Update at the Nelson County High School on March 20th, 2024.

Emily Hjulstrom

From: Dylan Bishop
Sent: Monday, January 29, 2024 2:07 PM
To: Catherine Redfearn; Chris Musso
Cc: Emily Hjulstrom
Subject: Fw: Comments on the most recent draft Comprehensive Plan

Follow Up Flag: Follow up
Flag Status: Flagged

From: Jessie Dean <juudean@msn.com>
Sent: Wednesday, January 24, 2024 9:44 AM
To: Dylan Bishop <dbishop@nelsoncounty.org>
Cc: Ernie Reed <ereed@nelsoncounty.org>; 'Robin Hauschner' <robin.hauschner@gmail.com>
Subject: Comments on the most recent draft Comprehensive Plan

Hi Dylan-

In advance of this evening's Planning Commission meeting I wanted to share some of my concerns with the latest version of the draft Comprehensive Plan.

At a very high level, I was happy to see an effort to include formal definitions of terms used in the Plan. That said, there are still key terms that are either not defined or terms that are defined in Appendix B but not used consistently in the text of the Plan (all defined terms should be used with initial caps). Given the community concerns about unchecked development in Nellysford I believe it is important that the Comprehensive Plan be drafted for utmost clarity on this issue. This is likely a matter of final editing.

The undefined terms or inconsistent use of terms on page 44 include: small-scale (should be "Small-Scale Multi-Family"), traditional Village development pattern (should be "Traditional Neighborhood Development"), moderate small village, Village, and small-scale apartments (the last three need to be defined in Appendix B). If the County was hoping for more flexibility down the road by keeping certain terms vague I would urge the County to rethink that. If in the future the terms, as formally defined, no longer reflect the County's vision they can be updated through an amendment process to the Comprehensive Plan which would be subject to public review and comment.

The Fourplex and Triplex definitions in Appendix B are particularly unclear. Four families in a structure with two dwelling units? Three families in a structure with two dwelling units? Are these just typos from cutting and pasting the Duplex definition (two families in two dwelling units)?

Although technically a separate exercise from the Comprehensive Plan, but one that dovetails, any changes to the applicable ordinances regarding definitions and approvals for cluster development, and other similar zoning issues, should be consistent with the adopted Comprehensive Plan, and subject to public hearings where the community has the ability to weigh in.

Finally, an affirmation that the BOS will work with VDOT on 151 safety issues may look good on paper but appears to be far more complicated. VDOT representatives expressly stated (at their last public meeting about the 151 study) that efforts to improve safety on 151 by addressing speed and truck traffic are issues that the BOS has to initiate and sell to the applicable Commonwealth commission responsible for approval. VDOT was clear that they can conduct studies and make recommendations but approvals for such changes are not within VDOT's control. At the last joint work session for the Comprehensive Plan there was an acknowledgment that the County's options are somewhat limited regarding such improvements. Is the BOS willing to go to the mat with the Commonwealth? If so, I would suggest something along the lines of: "The Board will make best efforts to pursue the Commonwealth's approval of safety improvements for the 151/6 corridor with the assistance of VDOT."

Thanks, Dylan.

Regards,

Jessie

01.24.24

**Dave Parr and Mike Harman of Nelson County
and Marie Firth and Jayne Hoffman of KMRC**

We're representatives of the newly established **Keep Montebello Rural Coalition (KMRC)**, made up of **residents and friends of Montebello VA.**

Mission: The **Keep Montebello Rural Coalition** is committed to preserving our community's unspoiled nature, neighborly relationships, cultural heritage, authenticity and rural character.

This coalition came together as a result of Lacy Montebello LLC (LMLLC) and its actions to pursue commercial development within Montebello. In early 2023, LMLLC submitted a Major Site Plan request for 9 short-term rental cabins (requiring the clear cutting of a large number of trees adjacent to the North Fork Road, as well as construction taking place directly on the floodplain of and immediately abutting our pristine Tye River). This Plan was approved by the Nelson County Board of Supervisors (BOS) in Apr 2023, resulting in 4 of the 9 cabins being completed in the summer. Our community became aware of this commercial endeavor only as building began, as no neighbors had been notified of it (in line with the current zoning ordinances). In August, the same party submitted SUP #1050 for 20 'glamping' sites to be constructed on the same property, further up the steep grade of their mountainside. Due to the notification requirements of the SUP, several residents became aware of the potential for additional commercial construction, and reached out to other neighbors. A group was formed, and attended both the Planning Commission and BOS Public Hearings that took place in Nov and Dec. Ultimately, the requested SUP was voted down by both, however the threat of future commercial development within Montebello and its surrounding area is what sparked our community to come together as the KMRC. We won't be caught unaware in the future.

The mission of KMRC is strongly aligned with the direction included within Nelson County's 2042 Draft Comprehensive Plan. We have studied The Plan document and affiliated zoning ordinances, and noted the following items we have questions and/or concerns about:

Protect & Connect to Our Rural Environment (pg 21 of The Plan pdf)

Nelson County's residents who took part in workshops and surveys ranked preserving environmental resources as the top focus area for the county's future. Strategic planning, updating, and implementation of the County's land use policies is necessary to ensure that the rural environment is protected, and that the community has access to the natural world. This includes not only physical access to trails and recreation, but also protecting Nelson County's environmental, natural, cultural and visual resources (pg 27).

KMRC is concerned that the Montebello region may be 'flying outside the radar' of Nelson County and its Planning Commission (PC). Here are a few reasons why Montebello should be considered a 'jewel' of Nelson County:

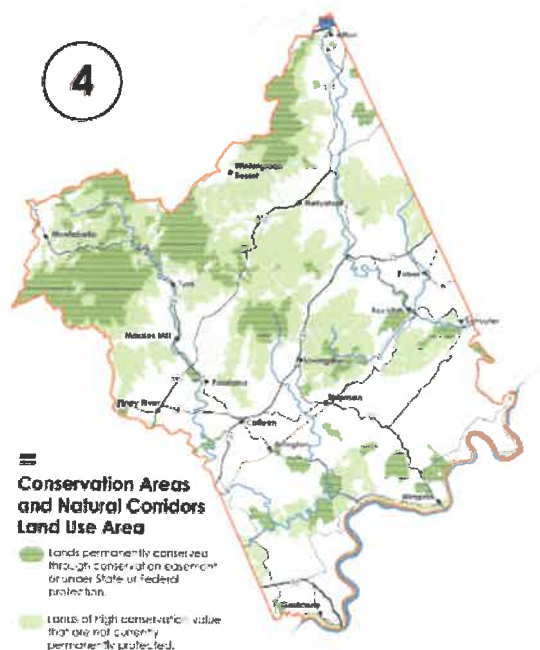
- Montebello is currently surrounded by federally designated forest and wilderness areas
- The greater Montebello area includes sections of the BR Parkway and Appalachian Trail

- Montebello includes more specific featured treasures such as:
 - Spy Rock
 - Crabtree Falls
 - North and South forks of the Tye River (state-designated Scenic River)
 - Other pristine tributaries
 - Unique biological environment (including rare flora and fauna)
 - Steep slopes
 - Close-knit legacy families and their ancestral lands
 - Unique historical background (rural, agricultural, railroad)
 - Multifaceted resources with the potential for conservation designation (environmental, rural, historical, visual)

Considering these many and varied examples of Montebello’s resources, why is it not included in the "no growth" areas of Nelson County (p 8)? Could this be due to a lack of community input during that phase of the Plan’s info gathering?

We have additional concerns about several things related to Montebello as included within The Plan document:

- The verbiage for Montebello as a ‘Rural Destination’ (pg 41) isn’t accurate according to its residents, and especially as noted within The Plan (Montebello is a gateway to Nelson and a **basecamp** for outdoor recreation tourists looking to camp, fish, or hike Crabtree Falls or other trails along the Blue Ridge Parkway or in the National Forest.)
- Montebello and lands surrounding it are **NOT** listed as ‘Lands Permanently conserved through conservation easement under State or Federal protection’ (pg 35, map 4), but instead as ‘lands of high concentration value that are NOT currently permanently protected’. Why is that?
- What exactly are the physical boundaries of the Greater Montebello area as it pertains to any of these designations (conservation, rural, rural destination, etc.)



- Within The Plan document, Montebello is identified as a '**High Conservation Area** (with lands that are **NOT** currently permanently protected'), a '**Rural Destination** ('places with distinct character and identity within the County's rural landscape', and 'places that have specific place names and carry historic and cultural significance for the community' (pg 40), a '**Rural Area** ('valued most by the people who live and visit here is its rural character. Rural Areas comprise the majority of the County, aiming to protect rural character by maintaining natural areas and agricultural uses while allowing low density residential development that fits into the landscape'). We also are being solicited by Maureen Kelly (affiliated with the Nelson County Visitor's Center and Historical Society) to apply for a designation as the '**Montebello Historic District**'.

All this is great, but it is not clear how any of those designations are meant to protect the wonder and resources of our neighborhood and its surrounding beauty.

Our questions to you are quite simple:

- How do we ensure that the designations Montebello has already received are indeed included within the future state maps and - ultimately - worked into the zoning regulations to follow?
- What is the deadline for final input into The Plan document, and how should we proceed in order to make that input most impactful for review by the Planning Commission and BOS?
- Are there other members of either group that we should be in contact with prior to next Wed's Planning Commission meeting?
- How will the update to zoning ordinances be made? Will the public have an opportunity to review those prior to being adopted?
- Is there specific data or items we should include in our presentation that would make the biggest impact?

We so appreciate the time you've allowed us, and look forward to working with you in the years to come!

Marie Firth

Jayne Hoffman
(representatives of Keep Montebello Rural Coalition)

NELSON COUNTY COMPREHENSIVE PLAN

Comments about the December 7, 2023 Draft

**Wade B. Lanning
5297 North Fork Road
Montebello, VA**

Submitted January 30, 2024

Nelson County Comprehensive Plan Comments

Wade B. Lanning - January 30, 2024

Recommended Changes to the Comprehensive Plan

1. Revise the Montebello definition in Map 3.1 and described on page 41 as a general geographic region.

Based on Nelson County data and Central Virginia Electric Cooperative information, an estimated 300 households exist in the Montebello Region as defined below. For the purposes of and throughout the Comprehensive Plan where appropriate, it is recommended that instead of a pinpoint for Montebello as shown in Map 3.1 on page 37 (also see Attachment A below), a section referred to as the term “**Montebello Region**” be used, which would include the general western end of the Rt 56 corridor and adjacent side roads as shown in Attachment B and described as follows:

- From the intersection of Rt 56 and Campbell's Mountain Rd, and extending north up that road to the Blue Ridge Parkway near Love, including Chicken Holler Lane.
- From the Rt 56/Campbell's Mountain Rd intersection, extending west along Rt 56 to the Blue Ridge Parkway, including the side roads off Rt 56, such as North Fork Rd, Meadow Lane (to Crabtree Meadows), Fish Hatchery Lane, Seaman Lane, Fork Mountain Lane, Painter Mountain Road, Zink's Mill School Road, Irish Creek Road (the portion within Nelson County), Bradley Lane, Spy Run Gap Road and Mill Creek School Lane, in addition to smaller intersecting and neighborhood roads along each that exist within the Nelson County footprint.

2. Rephrase the term "*focused development is not encouraged*" on page 44.

On page 36 of the 12/7/23 draft Comprehensive Plan, Montebello is listed as a "**Rural Destination**". On page 44, there is a discussion of Rural Destinations to include the statement that those places and areas are where “...focused development is not encouraged.”. It is suggested that instead of using the term “focused development is not encouraged” that the intent here be more precise and specific. For instance, language such as “**more stringent limitations be initiated for dwelling density and short-term rentals on land tracts in the Montebello Region**” or similar language be used instead. Furthermore, it is suggested that in the Comprehensive Plan, recommendations be made to revise existing zoning ordinances to include specific criteria for zoning districts in the Montebello Region that limit dwelling density and short-term rentals.

The rationale for the two recommendations above is due to the rural character, terrain, road conditions and other reasons, which is discussed below in more detail.

Reference Information from the Comprehensive Plan

(some text boldface added for emphasis)

- On page 37, Map 3.1, Future Land Use, shows the village of Montebello within a yellow circle surrounded by Rural Areas, High Conservation Value Areas, Natural Corridors, and a Permanently Protected Landscape. (see Attachment A).
- On page 41, Montebello is described as

*"Located in the Southwestern quadrant of the County, Montebello is a gateway to Nelson and a basecamp for outdoor recreation tourists looking to camp, fish, or hike Crabtree Falls or other trails along the Blue Ridge Parkway or in the National Forest. Like other **Rural Destinations**, additional development is limited by steep slopes and protected landscapes, but the community can still benefit from enhanced services, connectivity, and wayfinding projects."*

- On page 36 of the Comprehensive Plan, Montebello is listed as a "**Rural Destination**". On page 44, there is a discussion of Rural Destinations, in which the following description is provided:

*Nelson County's **Rural Destinations** are places with distinct character and identity within the County's rural landscape. These places have specific place names and carry historic and cultural significance for the community but did not develop into larger villages. Today, these places are home to many of the cultural assets and recreation amenities that identify Nelson County. Because of the development constraints that limited and continue to limit development in these areas, **focused development is not encouraged**. Rather, investment should prioritize improving and expanding access to community centers and recreation assets that serve as the backbone for these Rural Destinations and help bolster economic growth throughout the County.*

- On page 39, there is a discussion of Rural Areas with the following description:

*The aspect of Nelson County valued most by the people who live and visit here is its rural character. Rural Areas comprise the majority of the County, aiming to protect rural character by maintaining natural areas and agricultural uses while allowing low density residential development that fits into the landscape. Rural Areas typify the historic and natural landscape of Nelson County that includes prime agricultural areas, forested mountains, and rural homesteads. The area also currently includes some low-density single-family subdivisions. Alterations and retrofits to these developments to enhance resiliency and conform to current health, environmental, zoning and subdivision standards is appropriate and encouraged; however, **expanded, or new subdivisions is not the primary intent of this planning area**. Any new residential development must be carefully planned for, taking into account slope, soil, and septic suitability, viewshed protection, resource impact, and other factors.*

- On page 38, there is a discussion about Conservation Areas in which the following description is included:

Conservation Areas are those areas with significant environmental sensitivity and/or areas that are currently protected from development through permanent conservation or recreation use. They are established to minimize detrimental impacts to the environment, maximize groundwater recharge capacity, and protect key natural resources. Examples include steep slopes, flood inundation zones, sensitive environmental corridors, and federal and state lands.

Historical Overview

This is a brief historical overview to help understand the culture and character of the Montebello Region as defined above and to support the recommendations.

Before European immigrants settled in the area that is now Nelson County, it was used as hunting grounds by the Iroquois and other Native Americans. Englishman first explored the area in the early 1700s. Among those early explorers and hunters were John Findlay, for whom Findlay's Mountain near Shipman was named, and Allen Tye for whom the Tye River was named.

Royal Governor Spotswood, as the agent of the English crown, organized and led an expedition in 1716 across the Blue Ridge and into the Shenandoah Valley. In 1722, the Iroquois agreed to stay west of the Blue Ridge, thus removing a source of danger and allowing the colonists to move west with less risk of Indian attacks.

The Virginia Royal government began recording land patents in Amherst County and Nelson County in the 1700's. Dr. William Cabell was the first Englishman to receive a land patent in 1738 for a tract of 4,800 acres in what is now known as Nelson County. The first land patent in the Montebello area was granted almost 30 years later in 1765, to John Drummond and Thomas Doswell for 3980 acres. It included the headwaters of both the North Fork Tye River and the South Fork Tye River and what is now considered the greater region of Montebello.

Land grants were subsequently recorded on Fork Mountain and along the North Fork Tye River, typically a few hundred acres or less, starting in 1775 with two tracts on Fork Mountain by Thomas Doswell, followed by two tracts by Nathaniel Clarke in 1783, James Tilford in 1796, John Tilford in 1797, Edmund Coffey in 1799, Peter Jacobs and Tilman Hight in 1824, as well as others about the same time in the vicinity. Within years, some land owners bought adjoining tracts, creating more extensive tracts such as 1000 acres by Major Dowell, for which Dowell's Ridge is named, and James D. Goodwin who accumulated 1314 acres on Fork Mountain. After Goodwin passed, his heirs sold that entire tract to Lemuel Turner, and then it was divided into smaller tracts following his death in 1878.

During the mid to late 1800's, the settlers raised families in that rugged region. Starting at Campbell's Creek, the elevation rises steadily to the North and South into the mountains. The main western corridor was up the South Fork Tye River, now Rt 56, and included several side roads along the creeks into the hollers, the meadows, and up the ridges, most of which were dead ends. The North Fork Tye River splits off the Tye River at Nash and continues up the mountain, reconnecting with the Rt. 56 corridor at the Zink's Mill School Road and Bradley Lane intersections, and to the Blue Ridge Parkway via Spy Run Gap Road.

Settlers lived along the Tye River's South Fork and North Fork, as well as up in the roads and hollers off those rivers. The terrain was such that transportation was an arduous process for the settlers. Many chose to live in the hollers or up on the ridges, only coming out for necessities. Andy Sorrells, who lived on North Fork Road in the early 1900s, said they had everything they needed to survive in that region. There were schools, churches and small stores that provide all their needs. Grain mills throughout the region allowed the residents to have their grain processed near where they lived.

Current Overview

Local historian Lynn Coffey has documented the lives of the settlers' descendants, their way of life, where they lived, where they worshiped and attended school. She has studied the Montebello region for 45 years, documenting the history in her *Backroads* magazines and numerous books, and continues to do so in cooperation with the Nelson County Historical Society. Mrs. Coffey said that the Montebello region is one of the most unique areas of Nelson County from a historical heritage, cultural and character standpoint, largely influenced by the terrain and geography. Based U.S. Census records, USGS Maps and *Backroads*, "Early Map of Route 687 – North Fork of the Tye River" that show dwellings (See Attachment C), currently there about the same number of dwellings in that valley as there were in the first half of the 1900's. Although the number of dwellings is about the same, the number of inhabitants may have been more years ago due to so many children living in the households.

Most of the original dwellings are gone now, having deteriorated with time and razed, or simply rotted away. However, there are numerous houses left in the Montebello Region dating back to the late 1800's and early 1900's. (See Attachment D). Some of the older houses that are gone were located on what is now National Forest property that consists of hundreds of acres. Photographs of most of the surviving homeplaces in that region are on the Nelson County Historical Society website at the "Backroads" page.

It was fortunate that only a few houses were damaged during Hurricane Camille in the Montebello Region as defined above. Since the Tye River starts at higher elevations, Camille stormwaters mainly damaged the roads, and tore out bridges or bridge approaches in the region. At least a few houses and buildings were moved off their foundations, but no one was documented to have died in the Montebello Region as a result of Camille. (See Attachment E).

Many descendants of the early settlers still live in the Montebello region, including some on the land of their ancestors. Newer houses are often on large land tracts, but not necessarily at the exact location as original dwellings from the 1800's and early 1900's. Now, most full-time residents of the Montebello region live on Rt 56 or within a couple of miles of the Rt 56 entrances to the side roads.

Currently, many residents of the Montebello region live there either full time or part time enjoy the beautiful, quiet environment where neighbors still stop on the road to converse. The rich culture, history and rural character of the Montebello region is vital to preserve so it is not lost forever.

Terrain, Health, and Safety

The roads in this region are narrow and winding. Although Rt 56 and Campbell's Mountain Road are paved, the sharp curves require familiarity and careful driving skills to avoid accidents. Tractor trailers are restricted on Rt.56 and Campbell's Mountain Road because they stall on the steep sections and often get caught on the sharp curves, requiring emergency services extraction. Although they are restricted, some still try to travel through the region. These large trucks pose traffic safety hazards for other vehicles traveling in the opposite direction, delay emergency response by blocking the road, and risk injury to those called to retrieve the stalled trucks and those dropped off the road.

Most side roads in the region are one-lane, dirt, and gravel, presenting safety hazards, such as vehicles having to back up to pass in some sections as well as blind curves. Although not always documented in the police records or discussions in the draft of the Comprehensive Plan, there have been low-speed collisions on these roads or cases of vehicles going off the road. Cellular reception is non-existent in this region, so if there is an accident where emergency services are promptly required, the landline needed can be a mile or more away.

Over-development of the area could also adversely impact the sensitive species, ecological cores, and waterways of the Montebello area. As recorded in the draft Comprehensive Plan, Table 6.2, Nelson County has endangered and threatened species and ecological cores, including the Montebello mountain region. Also, the Tye River, which originates in the Montebello region, is already considered an impaired waterway due to bacteria levels (page 114 of the Nelson County

Comprehensive Plan), impressing upon the County to put measures in place that ensure any development proposed in proximity to the primary watershed and its tributaries be rigorously assessed and monitored, for runoff protection with secure measures established to prevent damage to wildlife and human health and safety.

Summary

It is for the reasons discussed above that the recommendations above are submitted.

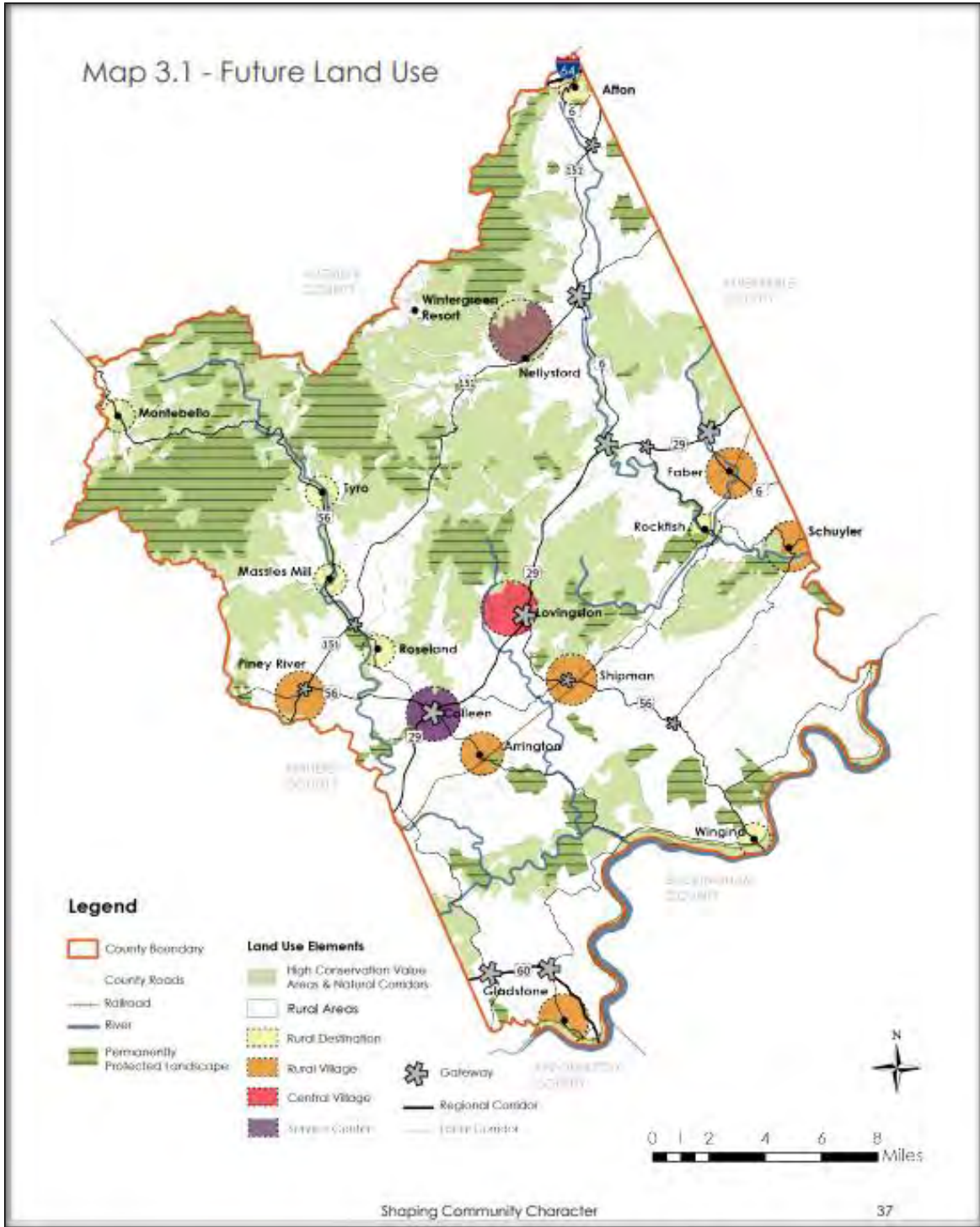
Reference Sources

The following documents and sources were used in preparation of this document;

1. Oliver A. Pollard, Jr., *Under the Blue Ledge, Nelson County, Virginia*, The Dietz Press, 1997
2. Library of Virginia, Virginia Land Patent and Grant Archives
3. Department of Commerce, Bureau of the Census, Population Schedules, 1870 – 1950
4. U.S. Department of the Interior, Geological Survey Maps, 1931, 1941 & 1951
5. Lynn Coffey, "Early Map of Route 687 – North Fork of the Tye River," *Backroads*, September 2003 (Attachment C below)
6. Lynn Coffey, (book series), *Backroads, Backroads 2, Backroads 3, Appalachian Heart, Mountain Folk, Crazy Quilt*, Quartet Books, 2009 - 2019
7. Nelson County Virginia, GIS Webpage & Planning and Zoning Dept. (re number of dwellings west and north of the Rt 56/Campbell's Mountain Rd intersections)
8. Central Virginia Electric Cooperative, Power Distribution Map and conversation with Mr. Palmer. (re number of customer/electric meters west of Nash on the 56 corridor)
9. Paul Saunders, *Heartbeats of Nelson*, The Saunders Publishing Company, 2007
10. Nelson County Historical Society, conversation with Hurricane Camille resource William R. Whitehead, January 26, 2024

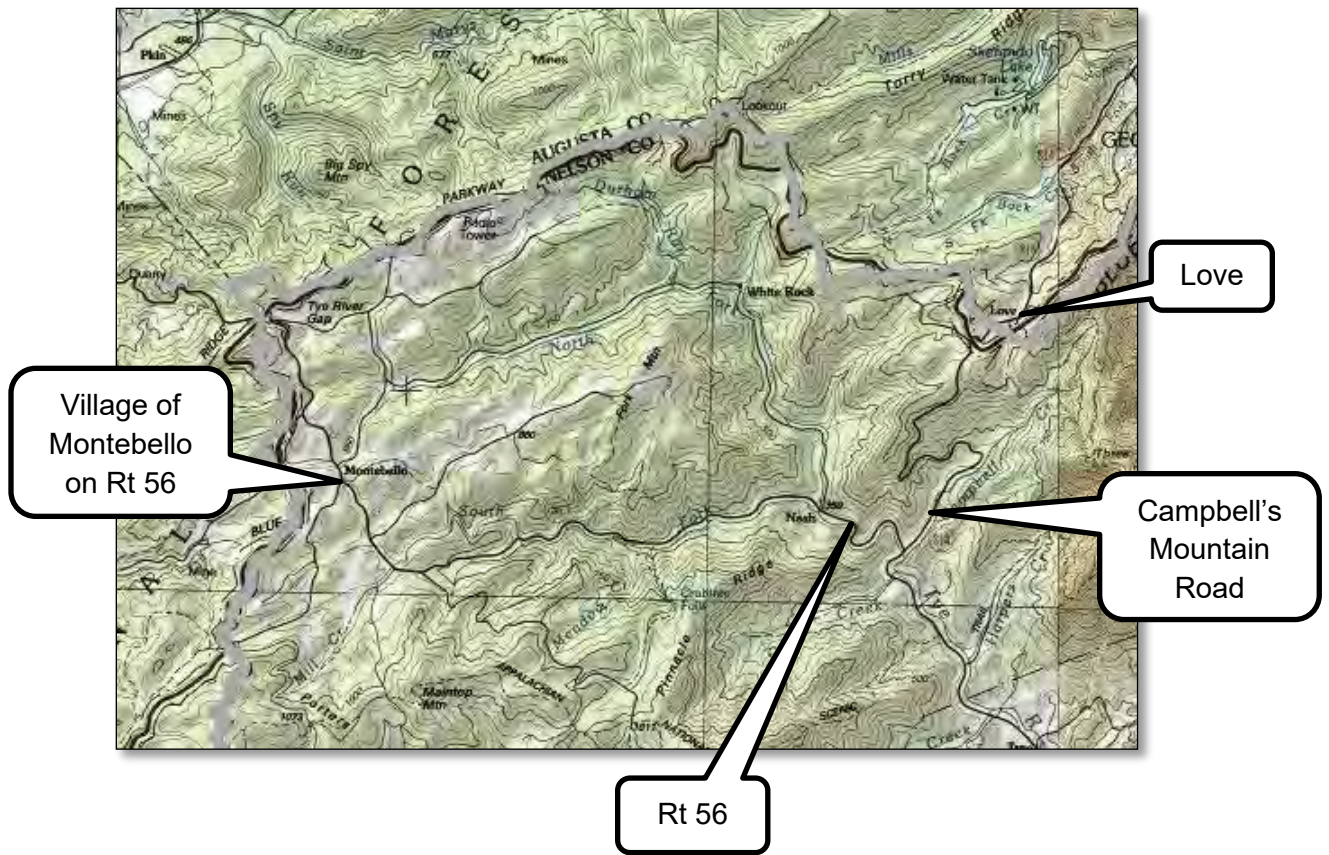
Attachment A – Map 3.1 Future Land Use

(Page 37 of the Comprehensive Plan)

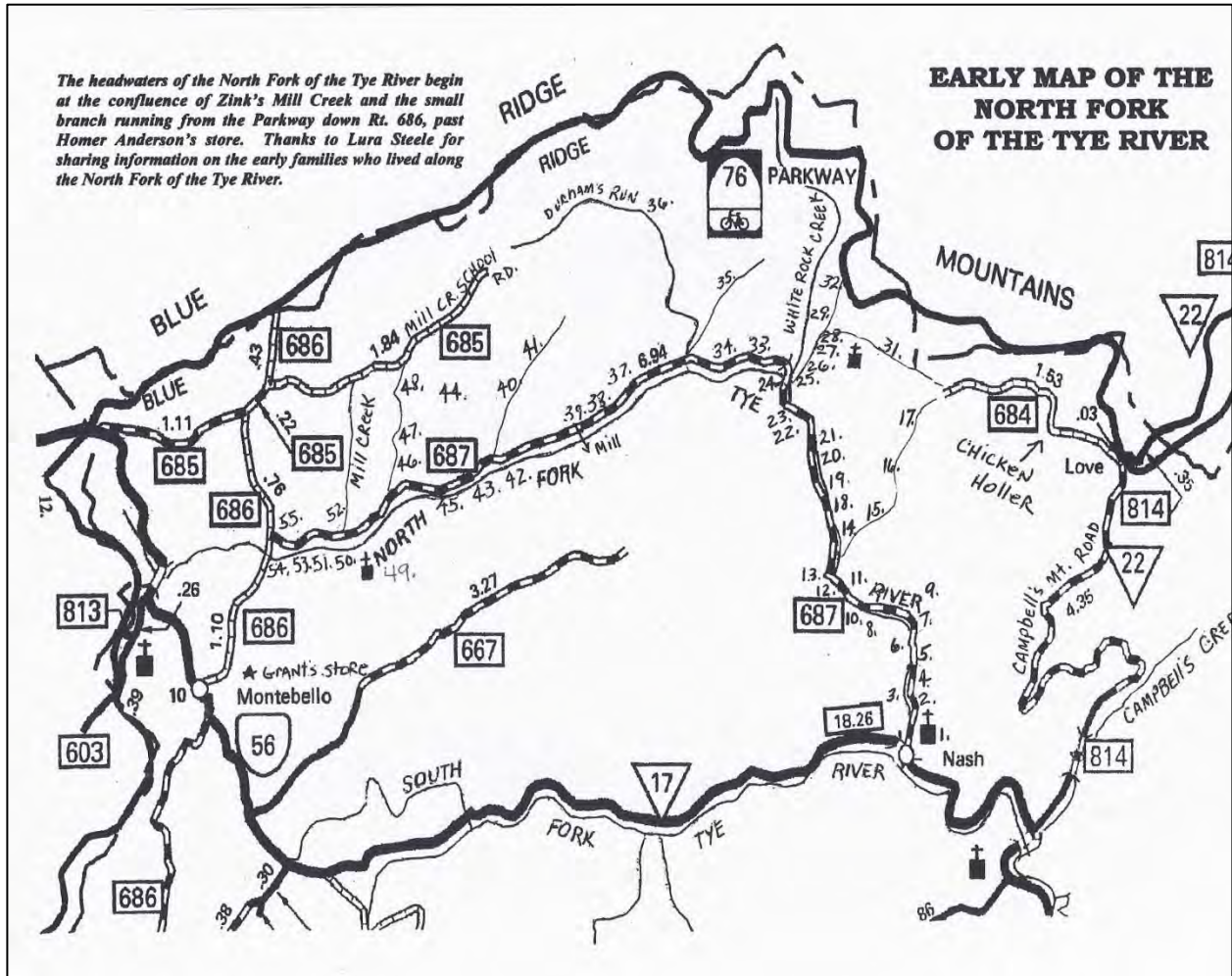


Attachment B – Recommended “Montebello Region”

(Created from Nelson County GIS Webpage)



Attachment C – Early Map of Route 687
North Fork of the Tye River
 (Courtesy Lynn Coffey, “Backroads”, September 2003)



This map is meant to show where many of the old homeplaces, churches, schools and stores were located on Rt 687 from Nash to Zink's Mill School Road near Montebello around the late 1880's to early 1900's. This 7-mile stretch is known as the North Fork (or Prong) of the Tye River. On July 28, 2003, Lura Steele, Phillip Greene, Billy Coffey and Lynn Coffey made the trip up the river. Lura's mother, Burgess Coffey (1902 – 1993) and Annie Carr (1907 – 1997), put together this information many years ago and gave it to Lura to record. We assume most of it is correct but cannot be 100% certain on all points. We have given the mileage to each point shown by number because many of the buildings no longer exist. It is as accurate as we could make it, considering how long ago these places were here.

See Key Next Page. “Homeplaces” are still standing – “Homeplaces” are not as of 2003.

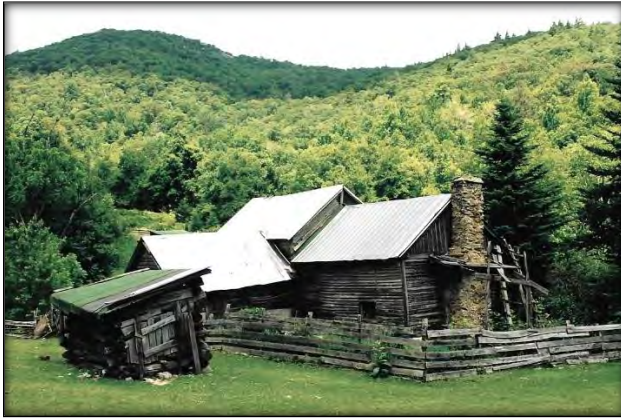
Key to Early Map of Route 687 – North Fork of the Tye River

1. Evergreen Christian Church, 0.2 miles
2. Andrew Jackson Coffey Graveyard, 0.5 miles
3. Walker & Martha Hatter Homeplace, left of river, 0.5 miles
4. Alec & Salina Coffey Log Cabin, 0.6 miles
5. Benjamin & Betty Coffey Homeplace, 0.7 miles
6. Coffey Family Cemetery, 0.7 miles
7. Lee & Ella Fitzgerald Homeplace, 0.9 miles
8. Fitzgerald Cemetery, 1.4 miles
9. Mitchell & Ella Fitzgerald Homesite, 1.5 miles
10. Marshall & Cora Fitzgerald Homeplace, 1.6 miles
11. Spottswood & Nancy Fitzgerald Homesite, 1.8 miles
12. Boston & Nellie Taylor Homeplace, 2.2 miles
13. White Rock Cemetery, 2.2 miles
14. John & Nettie Taylor Homeplace, 2.3 miles
15. Lewis & Mary Ann Fitzgerald Homeplace, 2.3 miles
16. Elliott & Ellie Fitzgerald Homesite, 2.3 miles (behind Taylor)
17. Mayo & Sally Fitzgerald Homesite, 2.3 miles
18. Holloway Coffey Homesite & Store
19. Baptizing Hole, 2.5 miles
20. The Massie Camp, 2.5 miles
21. Alexander Coffey Homesite, 2.6 miles
22. Eli & Fanny Coffey Homeplace, 3.0 miles
23. Hercy & Burgess Coffey Homeplace, 3.0 miles
24. White Rock Bridge, 3.0 miles
25. Dolphus Coffey Homeplace, 3.0 miles
26. White Rock School, 3.1 miles
27. White Rock Church, 3.1 miles
28. Dolphus & Iolala Coffey Homeplace Store, 3.1
29. Charlie & Teressie Coffey Homesite, 3.1 miles
30. Holloway Coffey Cemetery. 3.1 miles
31. Joe & Mary Jane Fitzgerald Homesite
32. Robb & Etta Coffey Homesite (near BRP)
33. Roy Allen Homesite, 3.1 miles
34. Clearing Branch, 3.4 mile
35. Jake & Grover Allen Property, 3.8 miles
36. Grover & Elvira Allen Homeplace, 3.8 miles
37. Fayette & Lilly Taylor Homesite, 3.9 miles
38. Bill & Nannie Coffey Homesite, 4.1 miles
39. Clarence & Maywood Coffey Homesite/Store, 4.2 miles
40. John & Hester Phillips Homesite, 4.4 miles
41. Hansford & Lee Phillips Homesite, 4.4 miles
42. 42, Jim & Henry & Bessie Phillips Homesite, 4.4 miles
43. Wilda & Ida Sorrell Cabin Homesite, 4.5 miles
44. Wallace & Birdie Oliver Homesite, 5.1 miles
45. Alex & Evaline Fitzgerald Homesite, Mill & Store. 5.2 miles
46. Andy & Jennie (& 2nd wife Nettie) Allen Homesite, 5.5 miles
47. Allen Cemetery, 5.5 miles
48. Eugene & Ethel Allen Homeplace, 5.5 miles
49. Holiness Church, 5.5 miles
50. Ed & Nettie Mattox Homesite, 5.7 miles
51. Les & Wille Allen Homesite, 5.9 miles
52. Mill Creek, 6.1 miles
53. Ed & Carlene Allen Homeplace & Mill, 6.3 miles
54. Fitzgerald Land, 6.7 miles
55. Fauber Lands, 7.2 miles

Appendix D – Some Old Buildings in the Montebello Region

(Circa mid-1800s to early 1900's)

Photos courtesy Lynn Coffey. More photos on the Nelson County Historical Society website



*Averil Campbell Homeplace
below Spy Rock near Montebello*



*Evergreen Church
North Fork Road*



*Benjamin Coffey Homeplace
North Fork Road*



*George Washington Coffey Homeplace
Chicken Holler Lane*



*Cyrus Cash Homeplace
Meadows Lane*



*Oscar Campbell Homeplace
Campbell's Mountain Road*

Appendix E – Hurricane Camille Scenes
North Fork Road - Images by Jack Jeffers



White Rock Bridge a few days after Camille



Several Days after Camille Midway Upstream on North Fork Road

January 30, 2024

Planning Commission
Nelson County

RE: Comprehensive Plan Public Hearing January 31, 2024

Dear Members;

One of the issues addressed in the draft Comprehensive Plan is short term rentals, which are proliferating in Nelson County. I want to share my experience with such rentals, express my concerns about them and their proliferation, and my agreement with the draft Plan recommendation that such rentals must be more carefully regulated in order to protect the future of Nelson County and its residents.

Everyone is aware of the shortage of affordable housing in the County, a serious concern. Also of concern is the simultaneous boom in short term rental situations of many types and in a wide variety of locations. Such rentals have created an increasing number of issues for residents, such as the following:

1. Instances of fires, bonfires and fireworks, particularly of concern during a drought, as we recently experienced. Last August, while living in our prior residence in Faber, my husband and I witnessed an elaborate display of fireworks set off by visitors to our immediate neighbor's property, which they rarely occupy themselves. The large group of young adults set off many volleys of fireworks in the field between our houses, late at night, in a hayfield not yet mowed, in the midst of a drought. They were creating so much noise between the fireworks and yelling and celebrating that they could not hear us. There had already been one fire at that location, which occurred when the owners were not there, and burned down an accessory building. This time, we were so concerned we got our fire extinguishers and went out on our deck, standing guard until we felt the risk of fire had passed. We are at least 20 minutes from a fire station, so this was obviously worrisome. This is only one of many instances of which we are aware where visitors to Nelson County did not exhibit any concern for neighbors or the surroundings. And the problems are increasing.
2. When more people occupy a site than are technically permitted, it can create significant noise, at all hours, parking issues and more. Many of us living in Nelson County chose to do so specifically because of the quiet, peaceful setting. To permit unregulated rentals immediately adjacent to residential areas, or other inappropriate areas, flies in the face of the reason we're all here and ultimately can change the character of the County. Yet who can you

call to complain about the number of people on site if the owner is not there? What if there is no on-site supervision? Friends of ours have had to call 911 to deal with out of control rental situations.

3. Nelson County apparently simply does not have the ability to enforce all kinds of rules or regulations, since they are generally not a criminal offense involving the police. So who does? The neighbors suffering from the lack of consideration of renters, pitting neighbor against neighbor? Many of these vacationers really don't care about us, our peace and quiet or our regulations. We need structure, ground rules, regulations and the ability to enforce them. Where can they operate? Under what circumstances? Who is responsible for activities on-site? Who can enforce violations? Rules and regulations, without the ability to enforce them, rely on the character of the renters. That is not sufficient. Without addressing these issues, at the rate we're going, with these places popping up everywhere, Nelson County will change significantly.
4. Perhaps these issues can all best be addressed by requiring licensing for short term rentals.

I ask that you all take action to prevent Nelson County residents from increased incidents like these. The new Comprehensive Plan should address all of these issues, and they should be resolved before any additional short term rentals are allowed, particularly by permit.

Thank you,

Susan Luscomb
780 Stoney Creek East, Nellysford

Amelia McCulley
395 Pine Needles Lane
Afton, VA 22920

January 30, 2024

Nelson County Planning Commission

Re: Nelson County 2042 Comprehensive Plan

Dear Planning Staff and Members of the Commission,

I'm writing as a property owner and resident of Nelson County. I applaud you for the good work on a much-needed Comprehensive Plan update for our community. I have a few thoughts to share with you.

Historic Resources - Please add more action-oriented strategies for protection of historic resources. The listed strategies are somewhat indirect. The listing on page 103 only includes a strategy relating to septic systems. For example, ***consider changes to zoning regulations that incentivize the preservation of, and protect the sustainability of, historic resources. Also consider regulations to support heritage tourism and other ways to embrace and celebrate our history in the economy.***

Short Term Rentals – Please add more action-oriented strategies for considering changes to zoning regulations ***that assure residential character is maintained in residential neighborhoods.*** The current language links issues of short term rentals to requiring an inventory and considering the impact on housing stock. For example, many localities have moved to short term rental as accessory to a full-time residence. This maintains the housing stock as well as the residential character.

Agriculture – Please add an action-oriented strategy to study zoning regulations that go further in assuring land remains available for farms. Applicable zoning regulations could work well with programs to purchase development rights.

Fire and Rescue – this was listed as one of the top-ranked community service priorities. What seems to be missing amidst discussion of EMS planning and staffing, is the need to establish an office of the Fire Marshall within local government. It is concerning that we do not have this now and is critical as Nelson County develops, including with expanded EMS staffing.

The draft Comprehensive Plan has 140 implementation strategies. They all seem to be relevant. While they are sorted into four priorities, this is a daunting list. It would help to reorganize them based on the four priorities.

Thank you for the work you do on behalf of us. Thank you for considering my comments.



Amelia McCulley, A.I.C.P.

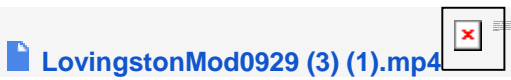
Emily Hjulstrom

From: Bill Pearcy <trusty110@gmail.com>
Sent: Tuesday, January 23, 2024 12:02 AM
To: Bill Pearcy
Subject: NELSON COUNTY COMPREHENSIVE PLAN / Public Meeting Announcement

Follow Up Flag: Follow up
Flag Status: Flagged



IRONSCALES couldn't recognize this email as this is the first time you received an email from this sender trusty110@gmail.com



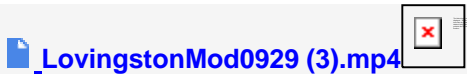
**NELSON COUNTY
COMPREHENSIVE PLAN PLANNING COMMISSION PUBLIC HEARING**

**JANUARY 31, 2024 – 7:00 PM – 6919 THOMAS NELSON HWY, LOVINGSTON, VA
22949**

Notice is hereby given that the Nelson County Planning Commission will conduct a public hearing on the following item. All interested parties are encouraged to present their views at this hearing.

NELSON COUNTY COMPREHENSIVE PLAN
https://76625c9b-4a32-4bbd-8723-e095184894d8.filesusr.com/ugd/900dcf_3e12dd2395364ee593c48e2cd6053614.pdf

****my comments as I came to them in order*



as they are listed in the 'Draft' publication of the "Plan":

""Freight and Passenger Rail Two major railways run through Nelson County: the Norfolk Southern railway, which travels through Arrington, Shipman, and Faber, and the CSX railroad, which follows the James River through Gladstone, Norwood, and Wingina. These railroads actively facilitate freight rail through the Commonwealth. In addition, the Norfolk Southern line carries passengers via Amtrak to the cities of Charlottesville and Lynchburg and beyond. ****either delete this or make a note that neither the freight or passenger trains stop in Nelson County. btw: how much revenue does the county get per yr from CSX and NS?*

"" Priority Transportation Projects
This section lists priority transportation projects for the future of Nelson County. These projects have been identified by examining the County's existing and future transportation needs while taking into consideration community input and existing information from the plans and programs included in this Chapter **** please*

add item 17 by popular demand the citizen proposal for an overpass w/ off ramps at Hwy 29 and Callohill Rd (see link here):

*""Wintergreen Resort, a key tourist destination and major employer for Nelson County, can also benefit from diversification. As temperatures trend warmer, artificial snow-making equipment may struggle to keep up with demand. *** unless you can cite credible statistical data or scientific study that supports this assumption, politicizing your report invalidates the virtue of an otherwise unbiased presentation. Less than half of the community has bought this globalist myth of wealth redistribution.*

""Business Support Services Economic development is guided by the Office of Nelson County Economic Development Authority, whose mission is to promote the diversity and growth of the County's economic base

*""Strategy #17 Continue to work with the regional authority to create a water and sewer master plan to identify current system needs and target long-term strategies to maintain and expand service areas. *** maybe make note that a major target issue of the 'Larkin Project' is a water treatment area.*

*"" Enhance the Effectiveness & Transparency of County Government Nelson County's Board and administration is committed to transparency, efficient, and accountable government. Keeping the community informed and engaged is an important aspect of this responsibility. Nelson County's website details County facility information, provides all board meeting dates and agendas, and acts as a repository for County news and information. Additional communications efforts, innovative tools, and different information platforms should also be pursued to help keep residents informed of events and important news, as well as the changes and developments of regular governance. Examples include establishing a more robust social media presence, expanding the online geographic information systems (GIS) catalogue, and creating virtual/online service options. *** It would be a nice service to the community if the YouTube Video recordings of the Board of Supervisor meetings were audible and somewhat professional. As they are now, it is an insult to our county to post this for public access.*

*"" To better centralize and modernize functions that are not located in the County Courthouse, a new office building is proposed for the Social Services, Planning and Zoning, and Building Departments. This new office will help administrators be more efficient and accessible to residents. *** maybe mention that there is a project called 'Callohill Business Park' that is being studied to address this issue.*

*"" Work with the Virginia Community College system to consider and advocate for a local branch in Nelson County, including collaboration between one or more existing colleges for a satellite branch. *** We could only hope and dream.*

--

*William Trusty Percy
trusty110@gmail.com
757-724-7427*

TO: The Nelson County Planning Commission

DATE: January 30, 2024

RE: Comprehensive Plan Public Hearing 1/31

Dear Commission Members:

I am writing, as I am unable to attend tomorrow evening, with respect to one particular aspect of the draft Comprehensive Plan of great concern to me. It is the recommendation that serious efforts be made to identify and protect the sites of historic importance in Nelson County in connection with the Plan, Zoning Ordinances and zoning issues.

I have lived in Nelson County for 50+ years, am a retired teacher, and a long-term member of Rockfish Presbyterian Church. As you know, a special use permit application has been filed seeking to create a campground on the adjacent property. Of the four criteria which are required to be considered in assessing the application, one is essentially to seek to prevent the potential damage to anything of historic importance.

At the entrance to the church is an historic marker erected by the Virginia Department of Natural Resources, citing the church goes back 278 years on this site. It is recognized as a 'contributing factor' - site - in the South Rockfish Historic District. The church also houses a wealth of local historical documents, photos, books and more, all depicting the history of Nelson County going back well back into the early 1800s. You have already seen this information so I will not elaborate.

We are trying to protect our church from risk of damage and loss from a wide variety of activities and risks arising from an adjacent campground. The applicant has challenged whether this site, our church, is actually historic, claiming her wooded lots are in the same district and therefore, just as historic, and thus should be afforded the same protection. This seems absurd. Yet the criteria for evaluating such a permit application **REQUIRES** a finding that the use shall cause no damages or loss to places of historic importance.

This issue is very near and dear to my heart and important to me as a resident of Nelson County. So who decides whether a site is historic and worthy of preserving and protecting? The State of Virginia and the Federal government

consider RPC historic. Why wouldn't Nelson County? How arbitrary is that process going to be? Shouldn't there be a review of historic sites in the County, or at least a particular site prior to zoning changes which impact such a site and put it at risk? Shouldn't there be criteria or a review in connection with the Nelson County Historical Society, done in advance, rather than just being decided in an ad hoc manner when challenged by a person seeking a special use permit, which of course is a permanent change of use, for a commercial operation?

The draft Comprehensive Plan recommends that evaluation be done. I wholeheartedly agree, lest important aspects of our heritage be lost forever. I request it be done as recommended in the draft, in detail, to prevent spot-zoning allowing commercial operations without first protecting our heritage sites. Furthermore, I request that **NO FURTHER PERMITS BE APPROVED** which may adversely impact an historic site until such evaluation is done.

Thank you for your consideration.

Sincerely yours,

Linda Wilk
6222 Taylor Creek Rd, Afton



Nelson County Planning Commission
Meeting Minutes
January 31, 2024

←—————→
Present: Chair Mary Kathryn Allen and Commissioners Mike Harman, Phil Proulx, Chuck Amante, Robin Hauschner. Board of Supervisors Representative Ernie Reed

Staff Present: Dylan Bishop, Director - Emily Hjulstrom, Planner/Secretary - Pam Self, Administrative Assistant

Berkley Group: Catherine Redfearn and Chris Musso

Call to Order: Chair Allen called the meeting to order at 7:00 PM in the General District Courtroom, County Courthouse, Lovingston.

2042 Comprehensive Plan Update:

Ms. Redfearn presented the following information:

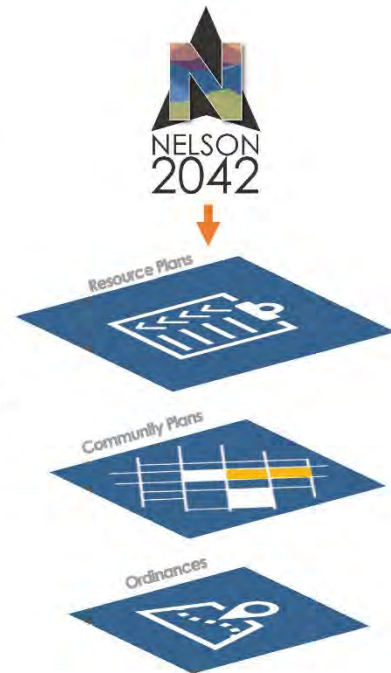
NELSON COUNTY, VA

Comprehensive Plan Update



What is Nelson 2042?

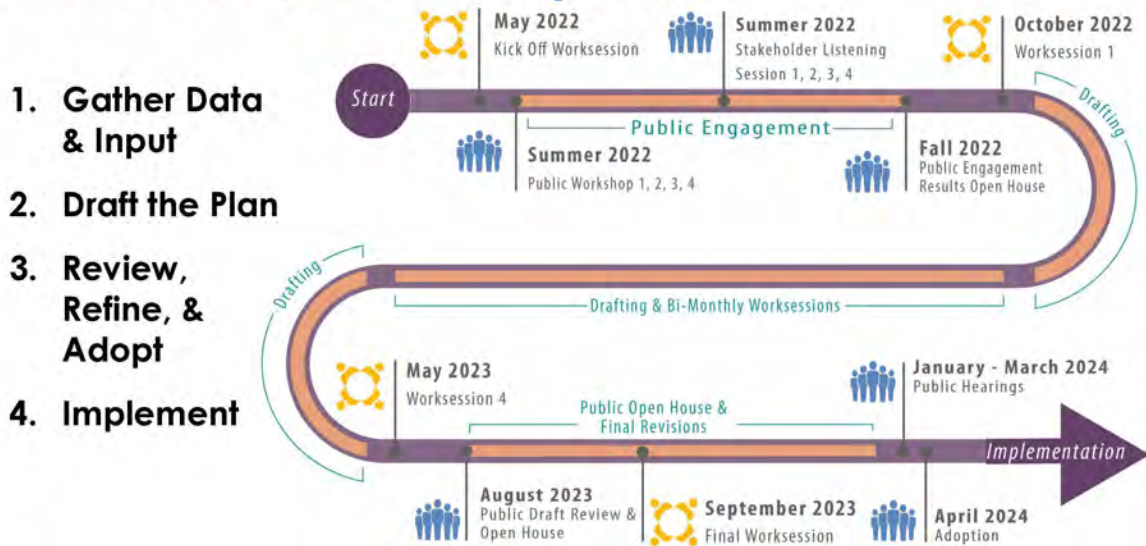
- A community-guided vision for the future of the County
- The guiding framework for the community's planning tools: Zoning Ordinance, Subdivision Ordinance, Capital Improvements Program, and other Plans & Studies
- A legally required document by Virginia State Code Section § 15.2-2223



Ms. Redfearn added that the Berkley Group has been working with Nelson County for the past two years to update the Comprehensive Plan. She explained that the 2042 Comprehensive Plan update was the culmination of bringing the community together and questioning what was valued, important to the community, and the future direction of the county. She noted that the Comprehensive Plan translated that input, data, and research in to a policy and decision making guide for public officials. She added that

the plan itself was not regulatory but provided the framework for updating and improving the county's regulatory tools.

How Was the Plan Updated?



She explained that implementation was the most important part of the process and the plan would only work if it was utilized. She explained that it was their charge as community members, staff, and officials to make sure that the vision and policies in the document come into reality.

How Was the Community Involved?

Educate & Inform			Listen & Consult			Receive Feedback		
<p>Fliers & Guides</p> <ul style="list-style-type: none"> • Fliers & Postcards • Social Media • CBS 19 News • Nelson County Times • Crozet Gazette 	<p>Project Website</p> <p>nelson2042.com</p>	<p>Interactive Engagement</p> <ul style="list-style-type: none"> • Youth Art Challenge • Describe Nelson in 1 Word • Idea Wall 	<p>Public Survey</p> <ul style="list-style-type: none"> • July - August 2022 • Online & Print • 885 Responses 	<p>Public Workshop</p> <ul style="list-style-type: none"> • 4 Community Workshops • Over 150 participants • 1 Input Results Forum 	<p>Focus Groups</p> <ul style="list-style-type: none"> • 4 Focus Groups • 35 different groups or businesses participated 	<p>Draft Review</p> <ul style="list-style-type: none"> • Chapter drafts posted online • Comment form available for public feedback 	<p>Public Open House</p> <ul style="list-style-type: none"> • Draft Plan posted in July • Gather to review and get feedback • Comment form available for public feedback 	<p>Public Hearing</p> <ul style="list-style-type: none"> • Comments accepted from Public before adoption consideration
✓	✓	✓	✓	✓	✓	✓	✓	✓
✓	✓	✓				✓		
✓	✓					✓	✓	✓

She explained that this process was designed to be inclusive and robust. She noted that all comments from the community, staff, and officials were considered and incorporated into the draft plan.



Key Takeaways from the Community



Rural character & environment considered most valued asset



Any new development should be strategic and not impact rural character



Nelson has a strong **sense of community and identity**



Transportation safety improvements are a top priority



Improving **housing choice & quality** is a priority focus



Schools & educational opportunities are top priorities for the future

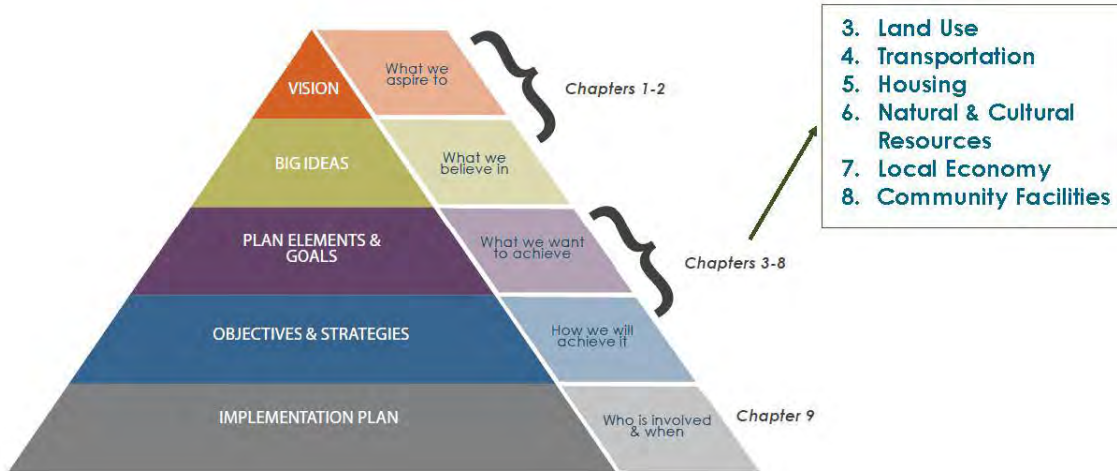


Target **commercial & economic** growth on the 29 corridor



Improve **recreation & alternative transportation**

What is in the Comprehensive Plan?





Ms. Redfearn explained that the four big ideas came directly from the community engagement process. She added that these big ideas form and inform the policy content of the plan.

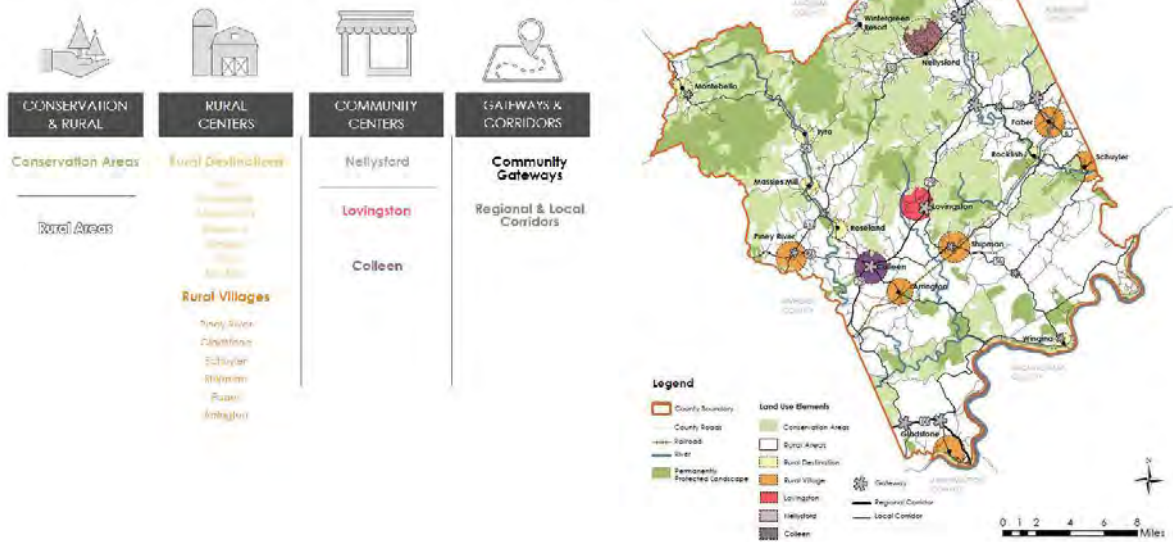


Chapter 3 Shaping Community Character

Our Goal for Shaping Community Character

Nelson County preserves and enhances its rural character and natural resources by creating opportunities for strategic growth to create a stronger, more vibrant, and prosperous community.

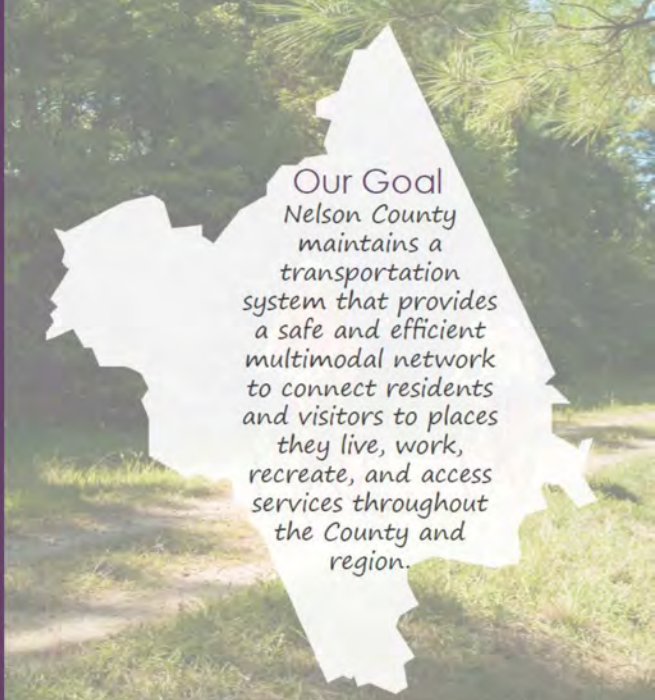
Future Land Use Framework



Ms. Redfearn explained that Chapter 3 addresses future land use and includes a policy framework for strategic investment in the county, a conceptual future land use map, land use pattern areas, design principals, and supporting strategies. She described the land use categories.

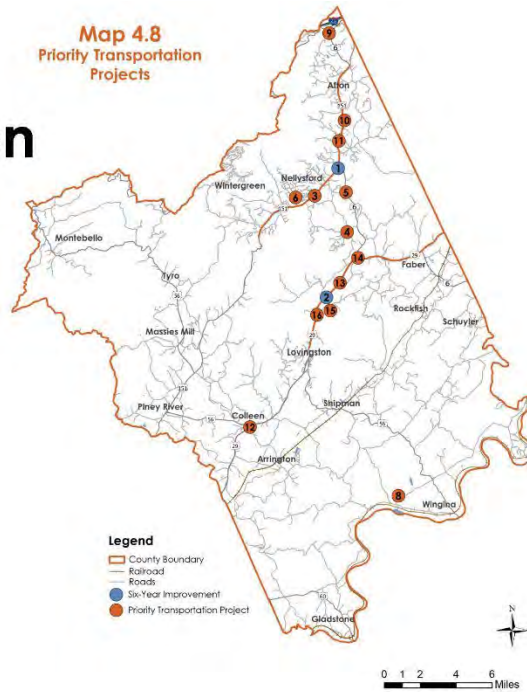
Chapter 4

Connecting People and Places



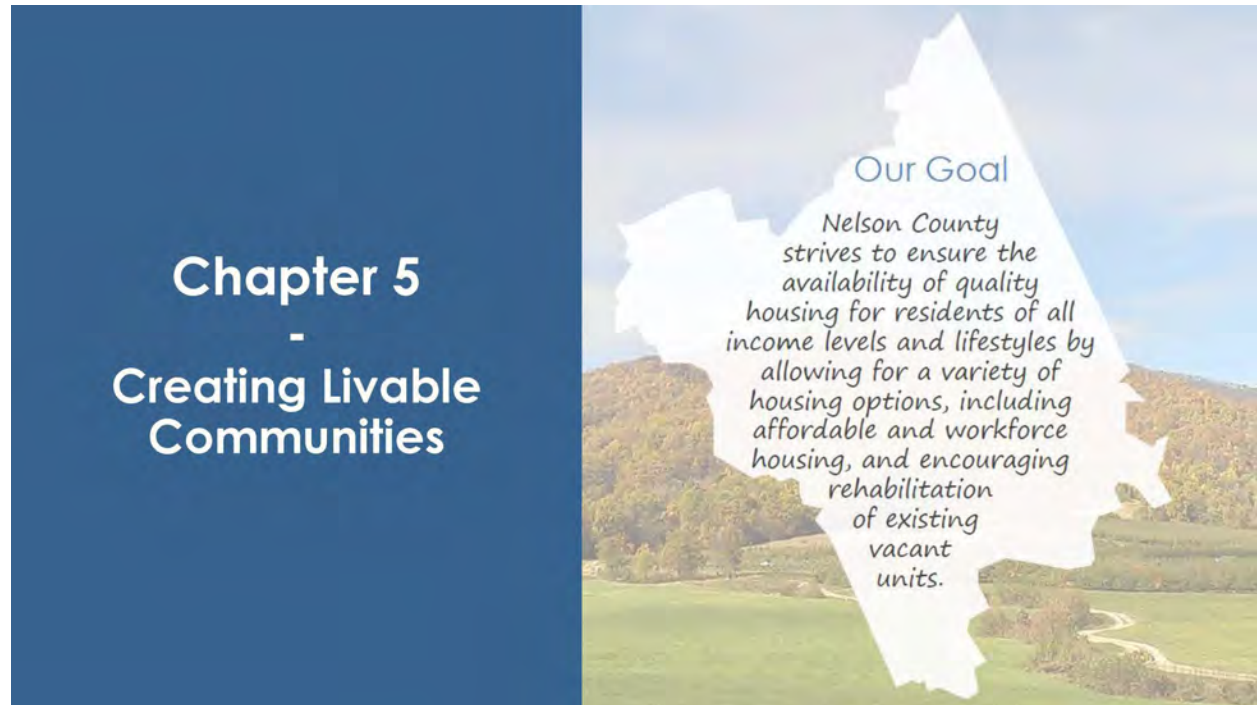
Priority Transportation Projects

Map 4.8
Priority Transportation Projects



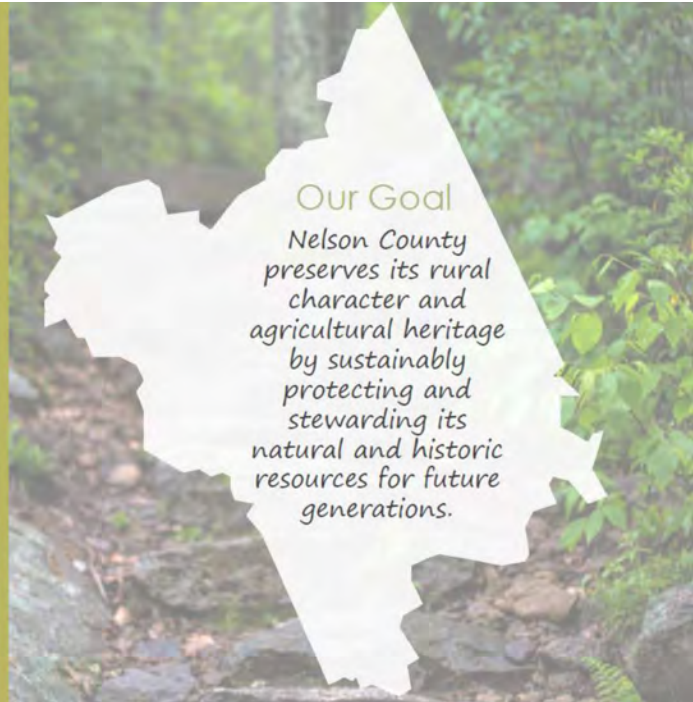
Ms. Redfearn noted that this chapter described the transportation inventory, needs, planning assumptions, and recommended connectivity projects and strategies across the county. She added that focus areas included improving the existing transportation network with a key emphasis on vehicular safety improvements, investing in alternative transportation, and coordinating those projects with the conceptual land use map.

Ms. Redfearn showed the priority projects map and associated list from the plan. She noted that these projects had been identified in coordination with VDOT and approved by VDOT. She noted that these projects prioritized safety improvements, investments in trails and sidewalks, continued coordination with VDOT through further plans and studies. She explained that language in this section had been further refined and edited to clarify the dire need for transportation safety improvements along the Route 151 corridor.



Ms. Redfearn explained that this chapter addressed housing. She noted that the chapter described the existing housing conditions, ways to promote affordable housing, housing choice, and healthy livable neighborhoods. She added that key objectives included improving the quality of the existing housing stock, expanding allowable housing types, and supporting livable connected communities by locating amenities and services near villages or new residential areas.

Chapter 6 - Protecting Valuable Resources

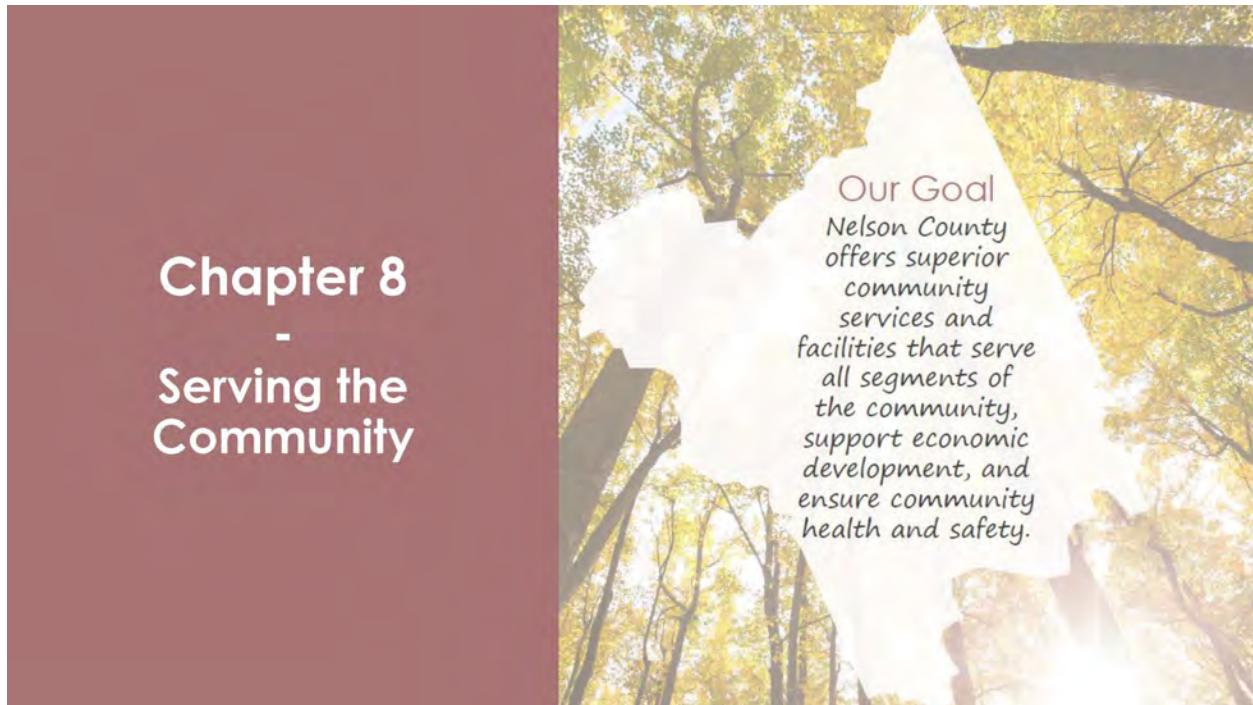


Ms. Redfearn explained that this chapter addressed natural and historical resources. She noted that the chapter described information on items such as topography, water resources, flood hazards, cultural/historical sites, and strategies for sustainable growth and development. She added that the key focus areas were planning for resiliency and climate change while protecting the sensitive resources and landscapes within the county.

Chapter 7 - Creating a Resilient Economy



Ms. Redfearn explained that this chapter addressed the economy within the county. She noted that the chapter described economic data and drivers within the county, key industries (new and old), and strategies for economic growth. She added that the key focus areas included supporting today's work force through education and training opportunities, diversifying and enhancing the community's economy by supporting both traditional and emerging industries (many of which are based on the tourism and recreation economies).



Ms. Redfearn noted that Chapter 8 described anticipated needs and improvements to public facilities, recreational amenities, educational needs, and other public assets. She added that the key focus areas included enhancing the effectiveness and the efficiency of the county government, improving infrastructure, and providing quality of life services to all segments of the Nelson County population.

Chapter 9 - Implementation



Implementing the Plan



- **Annual Budget**
- **Capital Improvement Plan**
- **Land Use Regulations**
- **Land Use Actions**
- **Intergovernmental Cooperation**
- **Annual Review**

IMPLEMENTATION TYPE

- Regulation Updates and Enforcement
- Programs & Services
- Community Outreach and Education
- Partnerships
- Plans and Studies
- Capital Projects

RESPONSIBLE AGENCY

- Nelson County
- Nonprofit Organizations
- Regional and Institutional Partners
- State and Federal Agencies
- County Citizens

SCHEDULE

- Short-term (1-3 years)
- Mid-term (3-5 years)
- Long-term (5+ years)
- Ongoing

Ms. Redfearn noted that Chapter 9 categorized and prioritized all of the strategies from the previous chapters and provides a list of tools for their successful implementation. She noted that a plan is only successful if it is used. She explained that the implementation matrix is the tool to keep them on track and monitor progress towards the Nelson County of 2042. She added that the plan should be used daily or as they are making development decisions as well as reviewing the matrix annually and updating the document as necessary to keep them on track.

Thank you!



Chair Allen opened the public hearing at 7:19

Draft minutes of Public Hearing comments from 1/31/2024 Planning Commission

Jayne Hoffman of 16406 Crabtree Falls Hwy in Montebello: Ms. Hoffman explained that she was representing the newly formed Keep Montebello Rural Coalition. She explained that her group distributed a handout with more information (below) and presented from items 4-6.

Keep Montebello Rural Coalition Presentation

Prepared for the Nelson County Planning Commission

Jan 31, 2024, 7:00 pm, Nelson County High School

1. Background

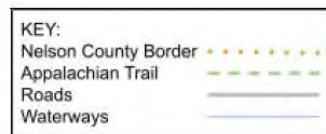
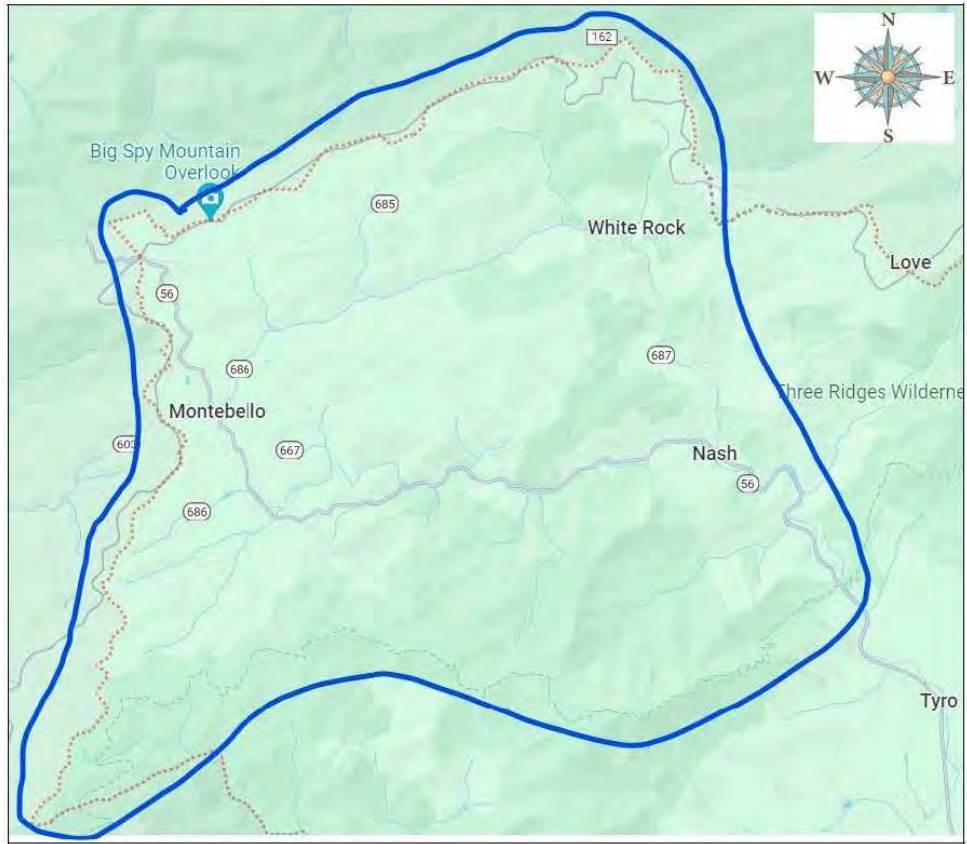
We are the **Keep Montebello Rural Coalition (KMRC)**, following in the footsteps of the Montebello Clean Mountain Coalition of the past!). We are committed to preserving our community's unspoiled nature, neighborly relationships, cultural heritage, authenticity, and rural character.

This coalition came together due to Lacy Montebello LLC (LMLLC) and its actions to pursue commercial development within Montebello. In late 2022, LMLLC submitted a Major Site Permit application request for 9 short-term rental cabins (requiring the clear-cutting of a large number of trees adjacent to the North Fork and Zinks Mill School Roads, as well as construction taking place directly on the floodplain of and immediately abutting our pristine north fork of the Tye River, a state-designated Scenic River). This MSP was approved by Nelson County (NC) in Apr 2023, resulting in 4 of the 9 cabins being completed that summer. Our community became aware of this commercial endeavor only as clear-cutting was completed and building began, as no neighbors were notified, in line with the current zoning ordinance for an MSP that does not require it. In Aug, the same party submitted a Special Use Permit application #1050 for 20 'glamping' sites to be constructed further up the steep grade of their mountainside property. Due to NC's communication requirements regarding a SUP, NC notified property owners adjacent to the site of the additional construction intention, and they, in turn, reached out to other neighbors. The neighbors formed a small group and attended the Planning Commission and Board of Supervisors public hearings in Oct and Dec 2023. Ultimately, the request for the SUP was denied by both entities. However, the threat of future commercial development within the Montebello Region sparked our community to unite as the **KMRC**, and we have made it part of our mission not to be caught unaware in the future. However, the threat of future commercial development within the Montebello Region sparked our community to unite as the **KMRC**, and we have made it part of our mission not to be caught unaware in the future.

2. Proposed Boundaries for the Montebello Region

Please refer to the map and key below:

- Western boundary: Nelson County border (north) to Nelson County border (south)
- Southern boundary: Nelson County border (west) to Appalachian Trail and Rt 56 (east)
- Eastern boundary: Appalachian Trail and Rt 56 (south) to Nash, north to White Rock, up White Rock Falls Trailhead, to Slacks Overlook, then along Nelson County border (north)
- Northern boundary: Nelson County border (east) to Nelson County border (west)



3. KMRC's mission vs. NC's 2042 Draft Comprehensive Plan

We were delighted to read of NC's commitment as stated within The Plan document, as it aligns closely with the goals of the **KMRC**:

Nelson County preserves its rural character and agricultural heritage by sustainably protecting and stewarding its natural and historic resources for future generations.

*Goals & Objectives, pg 23
 Comprehensive Plan Draft
 December 7, 2023*

We have studied the plan document and affiliated zoning ordinances, and are concerned that the Montebello Region may have been overlooked by NC in terms of its importance, likely due to a lack of representation by our community in the recent past. Now however, encouraged by the Board of Supervisors to become involved in finalizing the Comprehensive Plan, and although late to the game, we hope to assist in constructing this 'playbook' for our future.

4. Why we are here: We believe that Montebello is the 'crown jewel' of Nelson County!

Montebello brings resources and opportunities unmatched within the Region to residents and visitors alike:

- a. Surrounded by Federally-designated forest and wilderness area
- b. Includes sections of the BR Parkway and Appalachian Trail
- c. A pristine area with specific features, treasures, and topography, such as:
 - i. Spy Rock
 - ii. Crabtree Falls
 - iii. Montebello (State) Fish Hatchery
 - iv. Bird sanctuary designation
 - v. North and South forks of the Tye River (already a state-designated Scenic River)
 - vi. Unspoiled waterways and the critical headwater region of the Chesapeake Bay Watershed
 - vii. Unique biosystems, including rare flora and fauna
 - viii. Steep slopes
 - ix. Cultures preserved within close-knit legacy families and their ancestral lands
 - x. Permaculture farming
 - xi. Distinctive historical backgrounds (rural, agricultural, railroad)
 - xii. Multifaceted resources with the potential for conservation designation (environmental, rural, historical, visual)

An example of the genuinely rural nature of the Montebello area, the last likely subsistence farming homestead in NC lies within our Region. While no longer occupied, the Averill Campbell homestead is a visible testament to the beloved rural beauty of NC and Montebello's unique culture and history.

Due to this distinctive and rich environment, a wide variety of individuals and groups come specifically to Montebello for its hunting, fishing, camping, hiking, birding, photographic beauty and vistas, cultural history, environmental/conservation/geologic interests, clean air, stargazing, peace and quiet.

5. Concerns of the KMRC

- a. As an underlying concern reinforced by the additional concerns listed below, the KMRC suggests that "by-right" is not defined within either The Plan document or the zoning regulations of Nelson County, although we note it has been referenced and mentioned in multiple places. To operate this way is not professional.

To that end, the loose understanding of this term suggests that landowners can do nearly 'anything they want'. While we profoundly believe in and support a landowner's right to choose what they wish to implement on their property, we also believe in responsible growth when respecting the rural attributes, geography, infrastructure constraints, and lack of resources in our area.

The KMRC hereby requests that the County define this term and its use, or cease using it altogether. "By-right", when used in relation to Montebello, must be stringently defined and applied.

- b. Given that Montebello fits Nelson's criteria for a conservation district due to steep slopes, wildlife, waterways, etc., and after re-reading the intents of both the 'Conservation District C-1' and 'Agricultural District A-1' within the current zoning ordinances, a hybrid definition may be more in order, for example:

This district designation covers portions of the County that are occupied by various open spaces such as steep slopes, forests, parks, farms, marshlands, lakes, or stream valleys and is designed to accommodate farming, forestry, and limited residential use. This district designation is established to facilitate existing and future farming operations, conserve water and other natural resources, reduce soil erosion, protect watersheds, reduce hazards from flood and fire, and preserve wildlife areas of the County. While it is recognized that certain desirable rural areas may logically be expected to develop residentially, it is the intent to discourage the random scattering of residential, commercial, or industrial uses in this district.

The KMRC hereby requests that consideration be given to the unique nature of Montebello and its surrounding Region, and how to best designate the area for future protection and conservation.

Further, we are concerned that the current zoning allows commercial ventures in residential areas, which do not have the infrastructure or resources to support them, and request that more stringent attention be applied when considering future applications.

- c. We are concerned about the clustering of homes within a parcel of land. Noting that district definitions for cluster development density vary greatly, we suggest a hybrid ruling between A-1/C-1 be applied to Montebello or, at the very least, that the A-1 designation is precedent (over R-1).

We strongly request a directive to address that if a parcel of land has more than one designation, the precedent for density will be the conservative limitation (e.g., C-1 over A-1; A-1 over R-1).

Cluster allowances as defined in the current Zoning Code:

- i. **Conservation, C-1, District:** *The minimum area for a cluster development shall be two hundred (200) acres. The overall density of development shall not be greater than one dwelling unit per twenty (20) acres. A minimum of forty (40) percent of the land area shall be reserved for agricultural, forestry, recreation, or open space.*
- ii. **Agricultural, A-1, District:** *The minimum area for a cluster development shall be seventy-five (75) acres. The overall density of development shall not be greater than one dwelling unit per six and eight tenths (6.8) acres and one dwelling unit per twenty (20) acres for an area exceeding seventy-five (75) acres. A minimum of forty (40) percent of the land area shall be reserved for agricultural, forestry, recreation, or open space.*
- iii. **Residential, R-1, District:** *The minimum area for a cluster development shall be thirty (30) acres. The overall density of development shall not be greater than one dwelling unit per two (2) acres. A minimum of forty (40) percent of the land area shall be reserved for agriculture, forestry, recreation and/or open space.*

The KMRC hereby requests a directive to address that if a parcel of land has more than one designation, the precedent for density will be the conservative limitation (e.g., C-1 over A-1; A-1 over R-1).

- d. We are concerned that landowners nearby are not notified when a Major Site Plan for multiple dwellings is requested. Notification by NC of landowners adjacent to the property in question could have prevented - at least in part - the recent issue with Lacy Montebello LLC. As things transpired, that lack of communication by the county exacerbated an already-divisive situation, ending as a disservice to LM LLC, the developer, and their Montebello neighbors.

The KMRC hereby requests a notification policy be implemented for Major Site Plans, as is required for a Special Use Permit.

- e. Montebello is described/designated in various ways within The Plan document:
 - i. Rural Center
 - ii. Conservation Area
 - iii. Rural Area
 - iv. Rural Destination

The KMRC would like to better understand these zoning descriptions, and how each (or others) may provide protections and development restrictions for our unique area.

Due to changing climate trends and threats to our natural world, Nelson County faces a compounded danger to the beauty and resources we value and need. These threats include increased risk of fire, flooding, erosion, and contamination of our water and air, potentially impacting the entire biosphere. Our fragile mountain ecosystems are increasingly endangered without protection (zoning and otherwise). We ask NC to take these concerns seriously as you finalize this plan, and hope for guidance from you regarding the protections we feel are warranted in our Region.

The KMRC hereby requests that NC take these concerns seriously as you finalize this plan. Further, we would like to better understand and gain guidance from you regarding these zoning descriptions, and how each (or others) may provide the best and most closely applicable protections and development restrictions that our unique area warrants.

6. In conclusion

As members of the KMRC, we are looking to NC to assist in fulfilling our mission of protecting the resources within our Region. We do not consider Montebello a 'gateway' or 'basecamp' for other parts of the County. Instead, we feel that Montebello is **THE** destination to protect. Montebello **IS** a gem for the generations, and we intend to keep it that way.

KMRC respectfully requests the County's support, ensuring that future growth in our community respects the core rural values and attributes we've identified herein with reasonable and substantive changes to the current Comprehensive Plan.

Mark David Hogan of 1857 Findlay Mountain Rd of Findlay Mountain Farm in Shipman:

Mr. Hogan explained that he looked at the plan and thought it was a good plan. He stated that in spite of this, the plan was dead on arrival. He explained that when he moved to the county he was looking for an area dedicated to maintaining its rural characteristics and without car dumps, barking dogs, etc. He added that he was looking for a rural community where public services were effective, efficient, adequate, and responsive. He explained that he bought a farm a little north of Shipman where the route to Lovingsston had been idyllic three years ago. He explained that in three years they had found 14 car dumps in violation of the Zoning Ordinance. He added that there was one parcel with 22 cars across from the VDOT facility.

Mr. Hogan explained he looked at a house on Oakridge Rd that was a historically designated property. He stated that the buildings were falling apart and added that he learned that there is no maintenance code in Nelson County. He explained that he was told by a Board of Supervisors member that a maintenance code is not enforced to protect poor people. He noted that the buildings were owned by someone that did not live in Nelson County and owned them as an investment. He explained that if they enforced a maintenance code they could tear down the house or force it to be fixed. He noted that the property was on a water line. He added that there were water lines through the area with abandoned houses on them that could be taken advantage of to build houses for the community. He added that if they did not take the current Zoning Ordinances into effect they were not going to get anywhere.

Mr. Hogan noted that vehicles parked in Nelson County were taxed by the Commissioner of Revenue. He explained that his neighbor had a work vehicle parked on his property for the last year and a half untaxed. He added that the company his neighbor works for is based out of Pennsylvania and if they had to pay Nelson County taxes on it they would park it in Pennsylvania.

Janet Rollings of 615 Elk Mountain Rd in Afton:

Ms. Rollings noted that she applauded the efforts of those involved in the update process. She asked to call their attention to a discrepancy between the goals in the Comprehensive Plan and the current land use ordinances. She explained that she did not oppose solar power but rather advocated for proper siting of utility-scale solar on existing industrial-zoned land, marginal/contaminated land, along highways, and on commercial/residential rooftops. She stated that utility-scale solar farms do not belong on agricultural land. She added that solar farms are power plants and the industrialization of agricultural land was not green. She explained that solar companies made a lot of promises such as increased revenue, jobs, and little to no impact on the environment or property values. She explained that they were not in the business of generating power but of receiving tax credits. She suggested that the current Solar Ordinance be revised so that it is consistent with the language in the upcoming Comprehensive Plan update. She stated that in addition to the current Zoning Ordinance, a strong Solar Ordinance would clearly govern the siting of industrial-scale solar plants. She added that this entailed the avoidance of agricultural land, wetlands, and waterways. She stated that the current solar ordinance is in direct conflict with the 2042 Comprehensive Plan by permitting Solar Farms via Special Use Permit in Agricultural, Conservation, Business, and Industrial Zones while being by right in M-2 (Industrial). She added that a strong solar ordinance should clearly define the acceptable size of a power plan allowed in the county as well as specify total acreage, panel acreage, distance between projects, and the total

acreage permitted in the county. She added that it should also provide for the avoidance of historic sites. She asked the county to reach out to neighboring counties to find out what had and had not worked for them. She stated that as things stand, Nelson County is signaling to developers that they are open for business. She suggested that the Implementation Strategy listed on Page 183 under focus areas 3.1 and 3.2 should have the highest possible priority.

Elwood Waterfield:

Mr. Waterfield explained that he came to the county 25 years ago and that the county had destroyed its rural character in that time. He stated that he was homeless due to standing up to corruption in the county. He stated that the county never had Keep Nelson Beautiful until he started it in 1999. He explained that within 30 seconds of seeing the Nelson County sign, he would see trash. He added that the South and East districts were filthy. He added that no one knew how to condemn a house and a man named Edgar McNabb died in a house fire. He explained that the County Attorney sent him a letter stating he could not come to the courthouse anymore because of his complaints about the violation issue at 11 Farrar Ln. He added that he had his supervisor Mr. Barton standing in front of it "Somebody's going to die in this house, do something about it". He noted that there are about 20 death traps. He explained that he had to make the Department of Environmental Quality clean up two dumps in Nelson County creeks because the county refused to do it. He explained that they had much bigger problems than what they should be in 20 years. He added that the corruption in the county needs to be addressed. He explained that he had been a country boy his whole life and did not want city water and sewer but rural character and a good place to work.

Stephen Bayne 620 Far Knob Climb in Nellysford:

Mr. Bayne noted that in the Land Use Section (Page 44 - Nellysford) the following terms and language did not have definitions and are cause for concern regarding the proliferation of high-density development:

- "Development should encourage a mix of use types in a traditional village development pattern"
- "focus on allowing for a mix of uses in a village setting"
- "ensure compatibility with traditional village development patterns"
- "allow the development of a variety of housing types"

He asked what a traditional village development pattern was and that each of these terms be defined. He asked how they did not incentivize high-density development.

In the Glossary (Appendix B); "small-scale multifamily residential" he asked that the definition be made more clear. He explained that new zoning laws in Charlottesville and other locations were allowing and incentivizing upzoning which would allow a single-family piece of land to then accommodate multiple housing units. He asked that they add "This shall not result in upzoning" to the definition. In the transportation section regarding Route 151; "work with VDOT to address priority vehicular safety issues"

he noted that this was not strong enough language considering such severe vehicular safety issues. He asked that they revise the language to clearly state that the Board of Supervisors would prioritize efforts to secure the Commonwealth's approval of vehicular safety improvements for Route 151. He stated that these definitions and language must be clear for citizens.

Heather Goodwin of 3434 Oakridge Rd in Arrington:

Ms. Goodwin explained that she applauded the efforts that had gone into the plan. She noted that she was somewhat involved in the last update process. She added that it was not easy to take a territory as large as Nelson County, with as many diverse interests, and come up with a common goal. She explained that the plan was just ideals of what they would like to see in their community. She noted that she was concerned with a pervasive theme of housing in the plan. She noted that the county did not need to spend taxpayer dollars on studies to learn that there was a housing issue when they could talk to someone 18-30 years old, living in their parents' basement because they could not get housing. She stated that these same 18-30 year-olds were commuting to Charlottesville, Waynesboro, and Lynchburg for jobs paying much better than she received at that age but still not a livable wage. She explained that they were facing increased gas costs and cost of living and still would not be able to survive if the county built them a house. She stated that Nelson County had always failed to focus on getting businesses and jobs in the county. She added that in the last 30+ years she had lived in the county tourism had taken off. She explained that did not happen due to actions of the government but of individuals such as Taylor Smack, Denver Riggelman, and Steve Crandall who had a business idea and ran with it. She noted that they now employ a tremendous amount of individuals and are a reason that people know Nelson County. She added that she could go to a conference in Richmond and someone would know Nelson County due to those things. She noted that she did not know of one business that employed individuals in the community that was enticed in through the county's economic efforts. She added that if they did not have jobs to go with the housing, individuals would not be able to live in the county and afford to pay taxes.

Anjana Radhakrishnan of 56 Pine Hill Ln in Norwood:

Ms. R. explained that she was a writer/researcher originally from the Northern Virginia/DC area. She noted that she was 29 years old and believed she was in the target audience whom the county wanted to attract. She noted that she was interested in the statistics regarding depopulation in this region. She explained that as populations were aging they were not able to retain younger folks. She explained that housing was a major component as well as workforce development. She noted that she would like to see community-building efforts (specifically for youth and young adults) included in the plan. She explained that the demographics in the county currently skewed these programs towards the Generation X and Boomer generations. She noted that to attract people they want to have an inviting community for people interested in investing in Nelson County long term. She added that providing services like child care, fun activities, and gathering spaces that were not breweries/wineries would attract the younger generations. She appreciated the focus on everything being interwoven and interconnected in the plan. She noted that she understood the fear of people coming into the county not having the same values. She explained that she fell in love with the area because of the

environment, animals, nature, quiet lifestyle, etc. She noted that there were people in her generation who were looking for this but that there were a couple of missing components in Nelson County. She added that she had a background in community building, as well as the economic workforce being her research background.

Bo Delk of 173 Roseland Rd in Roseland:

Mr. Delk explained that he thought he was just signing in. He noted that he did not have anything to say and thanked the Planning Commission.

Paul Davis of 2514 Rockfish Valley Highway in Nellysford:

Mr. Davis noted that he was also concerned with housing definitions on Page 44. He added that he had gone from across from Three Notch'd Brewery down to the entrance at Stoney Creek and talked to the residents on that side of the road. He explained that it was mostly retired people who were scared to death of their land being taken or housing being crowded up beside them. He explained that a lot of them could not physically come to the meetings and some were upset about not being notified by the county or their elected officials. He noted that at the moment it seemed like Nellysford was built up as far as it could for certain conditions. He noted that housing definitions are a big concern with the communities around them upzoning. He noted that he has several acres and asked if he could put massive housing units on it. He explained that he did not want to but that others would not be that way. He explained that Nelson County could not be like Charlottesville or other areas. He added that 2-5 acres should not be able to be developed to the property line. He explained that the people he talked to on that side of the road did not live in Stoney Creek but in old family homes that might need help with repairs. He added that they all stated they would die in those homes. He noted that by 2042 they would not have to worry about it because most of them would be gone. He asked that the Planning Commission consider this.

Susan McSwain of 3254 Dutch Creek Ln in Shipman:

Ms. McSwain thanked the Planning Commission, staff, and citizens who commented on the plan. She noted that the Comprehensive Plan is a guiding plan and did not have specific details like the Zoning Ordinance. She commended the Berkley Group for a well-written document. She explained that she submitted corrections to typos/mistakes and that each was corrected. She noted that everyone had a specific interest and hers was conservation and the environment. She explained that she was very pleased to see wildlife and habitat corridors mentioned and the section was enhanced. She added that The National Audubon Society had identified important birding areas for Virginia and these were included in the plan. She noted that there was a map of conserved areas vs areas of high conservation value that was confusing but had been corrected. She added that she was happy to see the DCR biodiversity corridor between Piedmont and Blue Ridge was included. She noted that the section on

outdoor lighting and the dark night sky was enhanced. She added that the list of organizations and resources at the end of the plan was a very useful addition for citizens to be able to look things up.

Jessica Ligon of 798 Keys Church Rd in Shipman:

Ms. Ligon thought that Ms. Goodwin's comments were eloquent and on point. She noted that if land was easy to develop in Lovington and Colleen it would have been done already. She noted that she had extreme concerns about the cost of developing land that was on bedrock. She explained that there have been surveyors and developers who have wanted to develop in Lovington and Colleen who did not. She hoped that there would be a conversation about that and alternative places for economic development. She asked at what price point they would expect the county to spend that on.

William Mays of 1322 Emblys Gap Rd in Roseland:

Mr. Mays explained that he was President of the Nelson County Farm Bureau. He commended the Planning Commission and Berkley Group for all the hours of work spent developing the plan. He added his appreciation for all of the public comments that had been submitted. He noted that he represented farmers of Nelson County and he was born and raised in the county. He explained that 70 years ago he remembered what Nelson County was like. He noted that his father was a public servant and he remembered a much different county at that time. He added that there was a low population and it was a culturally deprived area. He explained that from 7th grade on he was put in Project Opportunity to try to give culture to Nelson County. He wondered how many people in the room had been in Nelson County for 70 years and seen. He noted that agriculture and forestry are the backbone of the county and that it had always been that way and they wanted it to stay that way. He explained that they wanted to keep the land as open/rural green space that fits in with what the county was perfectly. He noted that they are there to support their membership in Farm Bureau on all levels to advocate for agriculture and forestry. He realized that things change and change was hard sometimes. He noted that housing was a definite problem in the county. He wondered if everyone had 5-10 acres, how much farmland would disappear. He noted that cluster housing might not be a beautiful sight, but it preserves a lot of open/rural green space and forest land that could be used to build revenue in the county with usable, tangible, and sustainable resources. He added that one size does not fit all and that there were a lot of different people in the community who needed a lot of different things. He explained that if anyone suffered they would all suffer. He added that they needed to work together and realize why they came to the county and why they were still there. He noted that they should make the county a wonderful place to grow up with resources where you can learn a living. He added that they need education that would support young people being able to stay in Nelson County. He explained that a trade school and vocational education should be big on the list so they could improve the incomes of the young people in the county.

Victor Monty of 426 Mosby Ln in Faber:

Mr. Monty explained that there were people in the county who were professionals (teachers/law enforcement) who could not afford to buy a home in the county. He explained that there was not a stock of housing for these professionals. He noted that it was addressed in the plan but he wanted to make it clear that the county has professionals who could not afford a home.

Mark David Hogan of 1857 Findlay Mountain Rd of Findlay Mountain Farm in Shipman:

Mr. Hogan returned to finish his time. He noted that people who have money were not going to invest in the county if the investment was unsafe. He noted that when he was looking at the African American Schools he was ready to buy and remodel them. He noted that across the street there were junkyards so he canceled the purchase. He explained that he was also considering canceling his conservation and historic easements due to his neighbors crapping up their property. He noted that this would make his property worthless. He added that the county was on an ill-advised but well-meaning trajectory.

Chair Allen closed the public hearing at 7:59 PM

Mr. Reed asked what the role of the Berkley Group would be going forward and if they require anything of the Planning Commission. Ms. Redfearn explained that their role would be to hear any edits that the Planning Commission would like to adopt before making their recommendation to the Board of Supervisors. She added that the edits would not need to be made yet but would need to be documented and included with the motion to recommend. Ms. Hjulstrom noted that all public hearing comments will be received through her email (ehjulstrom@nelsoncounty.org) at that point. Ms. Bishop noted that at the next meeting they would be reviewing all public comments received. She clarified that the next meeting would not be a public hearing. She noted that the next public hearing would be with the Board of Supervisors after the Planning Commission makes their recommendation.

Ms. Proulx made a motion to adjourn at 8:02 PM. Mr. Harman seconded the motion.

Yes:

Phil Proulx

Mary Kathryn Allen

Chuck Amante

Mike Harman

Robin Hauschner

Ernie Reed

Respectfully submitted,

A handwritten signature in black ink that reads "Emily Hjulstrom". The signature is written in a cursive style with a long horizontal flourish at the end.

Emily Hjulstrom

Planner/Secretary, Planning & Zoning



Nelson County Planning Commission Meeting Minutes February 28th, 2024

Present: Chair Mary Kathryn Allen and Commissioners Mike Harman, Phil Proulx, Chuck Amante, Robin Hauschner. Board of Supervisors Representative Ernie Reed

Staff Present: Dylan Bishop, Director

Call to Order: Chair Allen called the meeting to order at 7:00 PM in the General District Courtroom, County Courthouse, Lovington.

Review of Meeting Minutes – January 24th, 2024

Ms. Proulx made a motion to approve the minutes from the January 24th, 2024 Planning Commission meeting. Mr. Harman seconded the motion.

Yes:

Phil Proulx

Mary Kathryn Allen

Chuck Amante

Mike Harman

Robin Hauschner

Ernie Reed

Review of Meeting Minutes – January 31st, 2024

Ms. Proulx made a motion to approve the minutes from the January 31st, 2024 Planning Commission meeting. Mr. Harman seconded the motion.

Yes:

Phil Proulx

Mary Kathryn Allen

Chuck Amante

Mike Harman

Robin Hauschner

Abstain:

Ernie Reed

Discussion and Recommendation of Draft Comprehensive Plan 2042

Ms. Bishop noted that the Planning Commission had held a public hearing for the Draft Comprehensive Plan 2042 on January 31st, 2024. She explained that the public comments were included in the minutes from the meeting and additional public comments had been included in the packet. She added that they were now looking to make a recommendation to the Board of Supervisors with or without any revisions. She explained that the Board of Supervisors planned to hold their own public hearing at the High School on March 20th, 2024 at 7 PM and could potentially adopt the plan at their regular April meeting.

Mr. Reed noted that he and Mr. Harman had recently been in touch with a lot of people from Montebello. He explained that it caused him to take a closer look at the references to Montebello in the Comprehensive Plan. He suggested the following revisions:

1. Table 3.1 p. 32 –steep slopes and floodplain in Montebello

Mr. Reed noted that steep slopes and floodplain are significant in Montebello.

2. P. 36-41 – Montebello as a conservation area

Mr. Reed explained that Montebello is surrounded by conservation areas that are predominantly national forest. He added that it has the highest conservation value of any place with the exception of the area to the south of the Blue Ridge Parkway and Afton. He noted that in Montebello they take their identity from the landscape and that the area is primitive and not very accessible in a natural state. He suggested that Montebello qualified to be identified as a 'Conservation Area'.

3. P. 41 Montebello – add references to Priest and Three Ridges Wilderness areas and access to primitive recreation

Mr. Reed noted that the type of recreation available at the Priest and Three Ridges Wilderness areas was not available anywhere else in the general vicinity. He explained that primitive recreation did not allow mechanized transportation and allowed camping anywhere off trail.

4. P. 149 Local Assets – add Priest and Three Ridges Wilderness areas and state fish hatchery

Mr. Reed added that while the state fish hatchery did not provide recreation, it was open to the public and should be considered a local asset. Chair Allen noted that they considered the wayside to be a local asset and that the state fish hatchery would be considered one.

Ms. Proulx suggested the following revisions:

1. P. 67 Railway

Ms. Proulx noted that the current wording implied that the railway serviced passengers within the county. Mr. Reed clarified that the railway ran through the county but did not service Nelson County residents.

2. P. 90 Housing Quality and Maintenance

Ms. Proulx noted that a lot of the vacancy was a result of Wintergreen vacation rentals. Mr. Hauschner noted that using ACS data over 5 years could be difficult and sometimes 1 year estimates were easier but not necessarily reliable. Chair Allen recommended removing "..., and 37.9% of homes are considered vacant. This is relatively high compared to the statewide vacancy rate of 11%." from the language.

3. P. 93 Local Assets

Ms. Proulx noted that the language for Here to Stay in Wintergreen implied that they were helping elderly community members. She noted that it was only available to Wintergreen property owners. She suggested adding 'to Wintergreen community members' to the language. Mr. Reed noted that Here to Stay Wintergreen had held events outside of Wintergreen that were community focused but still in the North and Central district areas of the county. Mr. Reed added that it was a relatively new organization and that he would like to encourage them to have a broader reach than Wintergreen. Ms. Proulx suggested leaving the language as it was.

5. P. 171 – Tuckahoe Clubhouse

Ms. Proulx noted that the language should be changed to clarify that the Tuckahoe Clubhouse is available to Wintergreen but not the Wintergreen area. Mr. Reed noted that it was a polling location and that he had attended events there. Ms. Proulx noted that to initiate a program at the Tuckahoe Clubhouse you had to be a Wintergreen property owner.

6. P. 146 – Agriculture & Agritourism section and Table 7.10 Agriculture Trends

Ms. Proulx asked if this data included vineyards. Ms. Bishop noted that she was not sure. Mr. Hauschner noted that the data came from the Census of Agriculture and should have included vineyards as agriculture.

7. P. 172 – Sentara

Ms. Proulx noted that Sentara did not offer dermatology.

8. By-right definition

Ms. Proulx noted that someone had requested a definition for the term "by-right".

9. Glossary –

Ms. Proulx noted that the definition of "easement" should be "conservation easement" because it specifically relates to conservation easements.

Ms. Proulx noted that there were a lot of implementation strategies and asked if there should be so many. Ms. Bishop noted that they were to cover 20 years and that the strategies could be whittled down at annual reviews as things change. She explained that starting with a larger number left them with more options going forward.

Mr. Hauschner noted that they could amend the language or add a strategy to discourage the use of large scale development in Montebello. He recommended language that would be actionable. Mr. Amante noted that it could be added as a strategy and that the actionable portion would be in the implementation matrix. Mr. Hauschner noted that he wished to include it to show the intent either on that page or in the implementation matrix.

Ms. Bishop asked the Commission if they considered Montebello to fit in with the rest of the locations included as 'Rural Destinations'. She added that if they had similar thoughts on the other locations then they may want to revisit how 'Rural Destinations' are described. Chair Allen noted that Montebello was fairly unique in its inaccessibility and was not the same as Roseland or Massie's Mill. Ms. Bishop asked if there were any other locations that should be classified as a 'Conservation Area'. Chair Allen noted that she could see Tyro fitting under 'Conservation Areas'. Mr. Reed noted that he liked the idea of having Montebello as a standalone 'Conservation Area'. He noted that it could potentially be considered a 'Gateway' but that many would not consider Route 56 to be a gateway into the county. Ms. Bishop asked if it could be considered a 'Gateway' in 20 years. Mr. Reed noted that he did not think it would and hoped it would not be. Chair Allen noted that with regular review of the Comprehensive Plan, amendments could be made if opinions were to change in 10 years. Ms. Bishop added that if the intent was that they did not want to see it in 20 years, then this would support that. Mr. Reed noted that the old Comprehensive Plan had been very heavy on tourism, and many people felt they had had enough.

Mr. Harman agreed with Mr. Reed that Montebello was unique and could not be compared to the rest of the county. Mr. Hauschner agreed and noted that some of the other 'Rural Destinations' were closer to population centers. Mr. Amante questioned how much they could call conservation when they got to zoning. He recalled a Major Site Plan along the Blue Ridge Parkway that was not supposed to be visible. Ms. Proulx noted that the Major Site Plan was by-right. Mr. Amante questioned if they could tell someone that owned 800 acres in Montebello that they could not subdivide. Mr. Reed noted that they could draw the zoning up in response to the intention of the Comprehensive Plan. Mr. Harman questioned how long it would take to get into the Zoning Ordinance update. He noted that they should look at by right uses to see if they still applied. He added that the Comprehensive Plan was complete and a good vision for the county. He noted that in 10-15 years they would be able to see how successful it was.

Ms. Bishop asked Mr. Hauschner what page he was considering for adding the language for large scale development. Mr. Hauschner noted that it was on the Rural Destinations page (40). Chair Allen asked who had noted it in their meeting. Ms. Proulx noted that it had been Mr. Lanning. Mr. Hauschner noted that the request was that the language discouraging large scale development be more specific in how it would be discouraged. He recommended adding an item to the matrix that would dictate the discouragement of large scale development in the Montebello area through zoning. Ms. Bishop noted that they could add it to the strategies on page 50.

Ms. Bishop asked the Planning Commission if Chapter 6 had any references about incentivizing community scaled and based solar projects in regard to Strategy 11 on page 50 “Reduce or exempt permit fees for residential solar installations.” Mr. Reed noted that the state did not allow community based solar at the time and it could be added when possible. He added that lobbying Richmond to allow community based solar could be a good idea. Mr. Amante noted that the state had the potential to take the locality out of the decision. Mr. Reed questioned whether the Comprehensive Plan could include things that the county would like to be able to do but currently could not. Chair Allen noted that by including it as a strategy they were doing that. Ms. Bishop noted that Chapter 6 had several strategies relating to solar. Mr. Reed added that they would be able to amend the Comprehensive Plan. Ms. Bishop noted that the Planning Commission or the Board of Supervisors would be able to initiate a Comprehensive Plan update or amendment at any time. She added that in Amherst, they amend their Future Land Use Map every time they rezone a property because theirs is property-specific. She noted that they did not feel a property specific map was appropriate for Nelson County. Ms. Bishop added that there was a goal to do at least a yearly review of the Comprehensive Plan moving forward.

Mr. Amante questioned if Montebello should be labelled solely as a Conservation Area when he did not see a real conflict with it being labeled as a Rural Destination. Mr. Reed agreed and noted that it could qualify as both. Ms. Bishop noted that there is an overlay for ‘High Conservation Value Areas’ that already covered much of Montebello on the Future Land Use Map. Mr. Amante asked if the intention was to make the entire Montebello area fall under ‘Permanently Protected Landscapes’. Mr. Reed noted that at the moment, the designations were considered all-or-nothing, categorizing certain things as applying to those areas. He suggested that Montebello fall under both ‘Rural Centers’ and ‘Conservation Areas’ on page 36.

Ms. Bishop questioned if the Commission wanted Montebello to fall under ‘Rural Areas’, ‘Conservation Areas’, and ‘Rural Destinations’. Chair Allen noted that Montebello was a rural destination in the sense that people went there to hike. Mr. Hauschner noted that the Planning Guidelines of ‘Rural Destinations’, including traditional wayfinding and signage to direct people to the location, as well as the idea of integrating more infrastructure, conflicted with the nature of a wilderness area. He suggested removing Montebello from ‘Rural Destinations’ and adding it to ‘Rural Areas’. He noted that this could buffer residences, discourage development of agricultural soils and negate visual impact to the surrounding area. He added that the intent of ‘Rural Destinations’ seemed to be increased traffic to the location.

Ms. Bishop asked if they wanted to see Montebello removed as a ‘Rural Destination’ and added to ‘Rural Area’. Chair Allen noted that she was ok with removing Montebello from rural destinations and categorizing it under ‘Conservation Areas’ and ‘Rural Areas’. She added that people would still continue to use it as a rural destination for hiking. She noted that the community’s biggest issue seemed to be preventing commercial development/vacation homes in the Montebello area.

Mr. Hauschner noted that when you drive into Montebello from the Vesuvius side there was a sign saying “Turn around – The GPS should not be leading you this way”. Mr. Reed added that they had listed the natural assets elsewhere. Ms. Bishop noted that the information being throughout the plan could be difficult. Chair Allen noted that updating the Zoning Ordinance would allow them to further decide what should and should not be permitted in the Montebello area. Mr. Reed added that they are

currently setting the goal. The consensus was to remove Montebello from 'Rural Destinations' and add it to 'Rural Areas' and 'Conservation Areas'. Mr. Amante noted that a lot would be grandfathered if zoning was changed. Chair Allen noted that this would be the case with the Zoning Ordinance change regardless. Mr. Hauschner added that this would be for the prevention of further development. Mr. Amante questioned how an owner operated bed and breakfast would be permitted versus a vacation house. Mr. Reed noted that he did not think the zoning would be that restrictive. Chair Allen added that the Comprehensive Plan was not a legally binding document. Mr. Reed noted that he was looking forward to the recommendations from the consultants in regards to the Zoning Ordinance.

Ms. Bishop reviewed the requested revisions up to that point. The language on page 93 was decided to be left as is.

Ms. Proulx recommended approval of the 2042 Comprehensive Plan to the Board of Supervisors with the following revisions:

- 1. Table 3.1 p. 32 – Check boxes for steep slopes and floodplain for Montebello**
- 2. P. 36-41 – Remove Montebello from 'Rural Destinations' and add to 'Rural Areas' and 'Conservation Areas'**
- 3. P. 41 Montebello – in description, add references to Priest and Three Ridges Wilderness areas and access to primitive recreation**
- 4. P. 149 Local Assets – add Priest and Three Ridges Wilderness areas and state fish hatchery**
- 5. P. 67 indicate that railway runs through the county but doesn't currently serve its residents**
- 6. P. 90 Housing Quality and Maintenance – take out "..., and 37.9% of homes are considered vacant. This is relatively high compared to the statewide vacancy rate of 11%."**
- 7. P. 171 – Tuckahoe Clubhouse "Serves as the community center for the Wintergreen area..."**
- 8. P. 172 – Sentara does not offer dermatology**
- 9. Glossary – definition of "easement" should be "conservation easement"**
- 10. Add "by-right" definition to glossary**
- 11. Add strategy #16 to P. 50 "Discourage the use of large scale development in Montebello through zoning."**

Mr. Harman seconded the motion.

Yes:

Phil Proulx

Mary Kathryn Allen

Chuck Amante

Mike Harman

Robin Hauschner

Ernie Reed

Board of Supervisors Report

Mr. Reed noted that they are moving forward with the new county building on Callohill Dr. Chair Allen asked if Social Services, Planning, and Building offices would be included in the building. Mr. Reed noted that Social Services would be phase 1 where the Planning and Building Offices were a theoretical phase 2. He added that they had not allocated funds or architectural services for phase 2 at that point. Chair Allen noted that Planning and Building offices would have to go somewhere and could not stay where they were.

Mr. Reed noted that they are moving forward with the school renovation project and Lovington waste water improvements. He noted that there is new branding for Lovington approved by the Board. He noted that the 4th of July event will be moved from the High School to Oak Ridge and would be done in conjunction with a 3-day event including a fireworks display.

Ms. Proulx noted that SUP 1085 for a campground had been denied by the Board. Mr. Amante asked if a decision had been made on the recreation center. Mr. Reed noted that everything was waiting on the debt service they would need to do for school renovation, jail, and Social Services. He added that they likely would need to wait for some improvement to Dillard Creek to provide more possibility for infrastructure. He added that there is a vision for Parks and Recreation.

Mr. Amante asked when the Planning Commission would see the pending Major Site Plan. Ms. Bishop noted that it was currently pending reviews from other agencies and would come before the Planning Commission once those are received. Ms. Bishop noted that they were not expecting to have an application scheduled for the March Planning Commission meeting.

Ms. Harman made a motion to adjourn at 8:07 PM. Mr. Amante seconded the motion.

Yes:

Phil Proulx

Mary Kathryn Allen

Chuck Amante

Mike Harman

Robin Hauschner

Ernie Reed

Respectfully submitted,

A handwritten signature in black ink that reads "Emily Hjulstrom". The signature is written in a cursive, flowing style.

Emily Hjulstrom

Planner/Secretary, Planning & Zoning

DRAFT

MONTICELLO AREA COMMUNITY ACTION AGENCY -MACAA
BOARD OF DIRECTORS

1 GOVERNMENT REPRESENTATIVE MEMBER

MEMBER

TERM EXPIRATION

Mr. Chris Sandquist
277 Saddleback Knoll
Nellysford, VA 22958
(434) 361-0041
chris.sandquist@gmail.com

March 13, 2024 (UT)

Term(s) of Office: 2 years from date of appointment, No Limits

Summary of Duties: To serve as an advisor representing the interests of Nelson County in furthering MACAA's mission of eradicating poverty and improving the lives of people living in the served communities.

Board of Directors: MACAA's Board of Directors consists of 15-18 members, with equal representation from three sectors of the community - the private sector (businesses, educational institutions, and other non-profit organizations), the public sector (elected officials from each of the jurisdictions served or their appointed representatives) and constituents (elected representatives of low-income groups). Terms vary from one to five years. Individuals from the community may serve as non-voting members of Board committees.

Meetings: The Board meets at 5:30pm on the last Thursday of each month (November and December meetings combined). Committee meetings vary throughout the month. Meetings are held at the MACAA offices: 1025 Park Street, Charlottesville VA 22901. Phone: 434-295-3171, Fax: 434-296-0093 Office Hours: 9am – 5pm M-F.

URL: www.macaa.org MACAA's Executive Director, Sarah Hanks (434) 295-3171
shanks@macaa.org

Agricultural & Forestal District Advisory Committee

Citizen Members (Producers) 4

Term 4 years

Andy Wright dutchcreekfarm@aol.com
1315 Dutch Creek Lane
Shipman, VA 22971
434-263-8938 (H)

May 13, 2023 – May 13, 2027 (T5)

Billy Newman enviroforllc@netscape.net
356 Deer Run Lane
Shipman, VA 22971
434-263-4172 (H)

May 13, 2023 – May 13, 2027 (T4)

Susan McSwain losthorseshoe3@gmail.com
3254 Dutch Creek Lane
Shipman, VA 22971
434-263-6714 (H)

May 13, 2023 – May 13, 2027 (T5)

Ernie Reed ereed@nelsoncounty.org
971 Rainbow Ridge Road
Faber, VA 22938
434-249-8330

May 13, 2023 – May 13, 2027 (T1)

Citizen Members (Other Landowners) 4

Joyce Burton joybirdpt@gmail.com
96 Old Turtle Place
Nellysford, VA 22958
434-361-2328

May 13, 2023 – May 13, 2027 (T3)

Sunny Taylor sunny@virginia.edu
464 Front Street
Lovingsston, VA 22949
434-996-2267 (H)
434-924-7849 (B)

May 13, 2020 – May 13, 2024 (UT)
(Appointed 1-12-2021)

Mary Cunningham mcscherpa@gmail.com
171 Joshua Lane
Afton, VA 22920
434-1587 (H)

May 13, 2023 – May 13, 2027 (T2)

Charlotte L. Rea the.creac1@gmail.com
411 Bland Wade Ln.
Afton, VA 22920
540-456-6509 (H)
434-996-7291 (Cell)

August 13, 2023 – May 13, 2027 (T2)

Commissioner of Revenue

Kim Goff kgoff@nelsoncounty.org 434-263-7070
P.O. Box 246
Lovingsston, VA 22949

Board of Supervisors Member

Jesse Rutherford jrutherford@nelsoncounty.org

P.O. Box 336

Lovington, VA 22949

434-981-8728

Establishment: Established by the Code of Virginia §15.2-4300 et seq. and the Code of Nelson County, Chapter 9, Article V. on February 11, 2003.

Members: Consists of 10 members, four (4) agricultural producers, four (4) other landowners, the Commissioner of Revenue and a Board of Supervisors member.

Term: Regular terms are 4 years from May 13th to May 13th with a term limit of 3 consecutive terms except in cases where there are no new applicants to fill the vacancy.

Summary of Duties: To advise the Planning Commission and the County governing body and assist in creating, reviewing, modifying, continuing or terminating districts within the county. In particular, the committee shall render expert advice as to the nature of farming and forestry and agricultural and forestal resources with the district(s) and their relation to the entire county.

Meetings: Meetings are held on an as needed basis. Members serve on a voluntary basis, but the Board of Supervisors may at its discretion, reimburse each member for actual and necessary expenses incurred in the performance of duties.

NELSON COUNTY ECONOMIC DEVELOPMENT AUTHORITY

NAME, ADDRESS & PHONE

TERM

Larry Saunders
1610 Wilson Hill Road
Arrington, VA 22922
434-981-1235 (C)
Larrya5819@aol.com

July 1, 2023 -June 30, 2027
(First appointed 3-14-23)

John Bruguiera
1339 Stoney Creek West
Nellysford VA 22958
434-277-5516 (W)
540-456-6778 (H)
John@DickieBros.com

July 1, 2023 -June 30, 2027

R. Carlton Ballowe
19218 Thomas Nelson Hwy
Faber, VA 22938
434-263-6285 (H)
434-996-7796 (W)
catbalu1@aol.com

July 1, 2020 –June 30, 2024
(First Appointed 3-12-13)

Deborah L. Brown
23 Windy Acres Drive
Afton, VA 22920
434-981-2832 (C)
dbrown@alliedconcrete.com

July 1, 2020 –June 30, 2024
(First Appointed 4-10-18)

Richard Averitt
88 Grace Glen
Nellysford, VA 22958
434-262-3418
richard@raveritt.com

July 1, 2021 – June 30, 2025
(Unexpired term, appointed 4-11-23)

Natt A. Hall, Jr.
462 Horseshoe Mountain Rd.
Roseland, VA 22967
434-361-1780
natthall69@gmail.com

July 1, 2022 – June 30, 2026
*****VACANT*****

J. Alphonso Taylor
288 Village Rd.
Shipman, VA 22971
434-263-5894 (H)
434-263-6195 (W)
alphonsotaylor04@gmail.com

July 1, 2022 – June 30, 2026

Authority: **Established pursuant to the Code of Virginia §15.2-4903 et seq.**

Membership: Consists of seven (7) County Resident members

Term: 4 years, July – June (Staggered) with **no term limits.**

Summary of Duties: To administer the provisions of Virginia State Code §15.2-4905

Meetings: Meets biannually on the 1st Thursday of each month. Members are compensated \$75 per meeting plus mileage.

Closed Session Form Motion

1. Motion to Convene in Closed Session

FORM MOTION FOR CONVENING CLOSED MEETING

“I move that the Nelson County Board of Supervisors convene in closed session to discuss the following as permitted by Virginia Code Sections 2.2-3711-

(A)(7) - “Consultation with legal counsel and briefings by staff members pertaining to actual litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body” – Litigation pertaining to the Region 2000 Services Authority.” ; and,

(A)(8) - "Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter."

2. Conduct Closed Session

3. Motion to Reconvene in Public Session

4. Motion to Certify Closed Session

**CERTIFICATION MOTION AFTER RECONVENING IN PUBLIC
SESSION:**

(Requires recorded roll call vote)

“I move, pursuant to the requirements of Chapter 37, Virginia Freedom of Information Act and Section 2.2-3712 of the Code of Virginia, that the Nelson County Board of Supervisors certify that to the best of each member’s knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter 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 by the public body.”