

Shown below is a preliminary summary of the actions taken by the Hanover County Board of Supervisors on October 8, 2014. Minutes in final form will be presented to the Board for approval at a future date.

HANOVER COUNTY BOARD OF SUPERVISORS

DRAFT SUMMARY MINUTES

Hanover County Administration Building Board Room

October 8, 2014

VIRGINIA: At a regular meeting of the Board of Supervisors for Hanover County held in the Board Room of the Hanover County Administration Building on the 8th day of October, 2014, at 2:00 p.m.

Present: Mr. Sean M. Davis, Chairman
Mr. Wayne T. Hazzard, Vice-Chairman
Mrs. Angela Kelly-Wiecek
Mr. W. Canova Peterson
Mr. Aubrey M. Stanley
Mr. G.E. "Ed" Via, III
Mr. Elton J. Wade, Sr.
Mr. Cecil R. Harris, Jr., County Administrator
Mr. Sterling E. Rives, III, County Attorney

I. Call to Order

The Chairman called the meeting to order at 2:01 p.m. All Board members were present.

- A. The invocation was given by Mr. Stanley.
- B. The Pledge of Allegiance was led by Mr. Peterson.
- C. Approval of Minutes

Mr. Via made a motion to approve the Board of Supervisors meeting minutes of August 27, 2014 and September 10, 2014 as presented. The motion was seconded by Mr. Hazzard.

	Vote:
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
Aubrey M. Stanley	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

II. Consideration of Agenda Amendments

The Chairman asked if there were any agenda amendments. Mr. Hazzard made a motion to removed Item VII. - Presentation – Revisions to Code Compliance Policies from the agenda. The motion was seconded by Mr. Via.

	Vote:
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
Aubrey M. Stanley	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

III. Citizens' Time

The Chairman opened citizens' time and offered to anyone who wanted to address the Board of Supervisors for up to five minutes on any matter within the scope of the Board's authority that is not on the agenda for that meeting to come forward.

Mr. Matthew Gardner, Cold Harbor Magisterial District, came forward to speak in opposition of the video that was shown in some classrooms regarding September 11, 2001.

Seeing no others, the Chairman closed citizens' time.

IV.-A Transportation Update - Highway Matters

Mr. Marshall Winn, Virginia Department of Transportation (VDOT) Ashland Residency, came forward to address the Board concerning highway related matters. He described the current and upcoming mowing activities, bridge projects, tree cutting activities, sign replacement and repair, vegetation removal, pipe replacement and repair projects, shoulder repairs, skin patching and pothole repairs, preparation for snow season and various construction activities in Hanover County.

Following his presentation, Mr. Winn answered questions from Board members concerning various road projects.

There was a discussion concerning the speed limit on Bell Creek between Alpen Lane and Pole Green Road. Mr. Peterson formally requested VDOT to reduce the speed limit in that area.

There was a discussion concerning the speed limit on Cool Spring Road. Mrs. Kelly-Wiecek made a formal request to VDOT for further review of the matter.

IV-B. Transportation Update - Road Project Status Report

Mr. Joe Vidunas, County Traffic Engineer, came forward to present the updated Road Project Status Report for the past quarter. He described the status of the following projects:

- 1 – U.S. Rt. 360 (Bridge Replacement) - Construction Phase – Apr. 2015 Contract Completion Date**
- 2 – Georgetown Rd Bridge Replacement & Realignment - COMPLETE**
- 3 – Sliding Hill Rd / Air Park Rd Turn Lanes - Construction Phase – Feb. 2015 Fixed Completion Date**
- 4 – Pole Green Rd / Rural Point Rd (Turn Lanes) - Construction Phase – Feb. 2015 Fixed Completion Date**
- 5 – Cedar Ln (Trench Widen & Overlay) - Construction Phase – Nov. 19, 2014 Fixed Completion Date**
- 6 – Ashland Rd (Trench Widen & Overlay) - Construction Phase – Nov. 19, 2014 Fixed Completion Date**
- 7 – Taylorsville Rd (Replace Bridge & Approaches) - Advertisement Phase – Aug. 2014 Ad Date**
- 8 – U.S. Rt. 360 & Elm Dr. (Traffic Signal Upgrade) - Advertisement Phase – Aug. 2014 Ad Date**
- 9, 10, 22, 28 – U.S. Rt. 360 Corridor (Widening) - PHASE 1 – Pre-Advertisement Phase – Dec. 2014 Ad Date, PHASE 2 – Design Phase – Jan. 2017 Ad Date, PHASE 3 – On-Hold. There was a discussion concerning the safety of Lee-Davis High School students attempting to cross Rt. 360. Mr.**

Peterson requested a way to safely move pedestrians be added to the project.

11 – I-95 / Lewistown Rd. (Bridge & Approaches) - Pre-Advertisement Phase – Dec. 2014 Ad Date

12 – Pole Green Rd / Walnut Grove Rd (Turn Lanes) - Right-of-Way Phase – Apr. 2015 Ad Date

13 – Atlee Rd. / U.S. Rt. 301 (Widening) - Right-of-Way Phase – Apr. 2015 Ad Date

14 – Atlee Rd. (Extension) - Right-of-Way Phase – Jul. 2015 Ad Date

15 – E. Patrick Henry Rd. / Woodside Ln (Turn Lanes) - Design Phase – Oct. 2015 Ad Date

16 – Greenwood Rd. (Bridge & Approaches) - Design Phase – Nov. 2015 Ad Date

17 – Studley Rd. / Rural Point Rd (Roundabout) - Design Phase – Jul. 16 Ad Date. Mr. Davis would like to hold a meeting with area citizens to address concerns. It was noted that the plan revisions should be completed soon and a meeting can possibly be held within the next 90 days.

18 – U.S. Rt. 33 / Ashland Rd (Turn Lanes) - Design Phase – Aug. 2016 Ad Date

19 – Creighton Rd / Cold Harbor Rd (Widening & Turn Lanes) - Right-of-Way Phase – Oct. 2016 Ad date

20 – Cedar Ln / U.S. Rt. 1 (Realignment) - Design Phase – Dec. 2016 Ad Date. There was a discussion concerning the use of Old Keeton Road. The issue will be addressed at the upcoming Roads Committee meeting.

21 – Cool Spring Rd (Safety Improvements) - Scoping Phase – Jan. 2017 Ad Date. There was a discussion about the concerns of citizens regarding safety along the road.

24 – Sliding Hill Rd (Widening) - Design Phase – (PE Only)

25 – Rt. 54 / I-95 Interchange - Pre-Design Phase – (PE Only). There was a discussion about the temporary traffic lights.

IV-C. Adoption of Resolution - FY 16 Revenue Sharing Program Application (Ashland and Beaverdam Magisterial Districts)

Board Sheet Background:

Annually, the Virginia Department of Transportation (VDOT) solicits applications for funding for the construction, maintenance or improvement of primary and secondary roads under the Commonwealth's Revenue Sharing. The program matches local contributions on a dollar-for-dollar basis. The tentative amount of funding available for the FY 16 program is \$185M of which localities may request up to \$10M in program funds. The application deadline is October 31, 2014, however the

VDOT Richmond District has asked that applications be submitted to them by October 10. Staff is recommending applications be submitted for two projects: the Route 54 / Woodside Lane turn lane improvement project and the realignment of Elletts Crossing Road at its connection to Route 1. In 2012, the County applied for and received \$750,000 in FY 14 state Revenue Sharing program allocations for the improvements at Route 54 and Woodside Lane to be matched by the County, bringing the total funding available to \$1.5M. The current estimate for the project, which is in the design stage, is \$2.3M, resulting in a shortfall of \$800,000. To address this shortfall, staff is recommending a supplemental request of \$400,000 (\$400,000 Revenue Sharing; \$400,000 local match). The second application is for \$400,000 (\$400,000 Revenue Sharing; \$400,000 local match) for the engineering and right-of-way / utility phases to realign Elletts Crossing Road at its connection to Route 1. The preliminary estimated cost of the project is \$1.4M and it is anticipated that the balance would be provided by supplemental revenue sharing applications. The use of revenue sharing funds for this project is consistent with the County’s policy to leverage these funds to support economic development. The local match for both projects would be provided from County appropriations for roads.

This action authorizes staff to make application for FY16 revenue sharing funds.

Recommended Action:

Motion to adopt resolution “FY 16 Revenue Sharing Program Application – Route 54 / Woodside Lane Turn Lane Improvement and Realignment of Elletts Crossing Road at Route 1”

Mr. Vidunas presented the Board with the details of the resolution.

Mr. Via made a motion to adopt resolution “FY 16 Revenue Sharing Program Application – Route 54/Woodside Lane Turn Lane Improvement and Realignment of Elletts Crossing Road at Route 1”. The motion was seconded by Mr. Stanley.

	Vote:
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
Aubrey M. Stanley	Aye
G. E. “Ed” Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

V. Presentation and Request for Authorization to Advertise Public Hearing – Ordinance 14-08 amending Sections 20 and 23 of the Hanover County Code to revise the County’s water and sewer capacity fees – Department of Public Utilities

Board Sheet Background:

During the FY15 budget process the Board requested that Public Utilities complete a detailed study of its capacity fees rather than relying on the previous study completed in 2010/2011. Public Utilities has completed this study.

On July 21, 2014 Public Utilities’ staff reviewed with the Board’s Finance Committee the projects proposed to be included in the capacity fee study, proposed revisions to the methodology, and preliminary results of the study. The Finance Committee agreed that the updated methodology was on the right track, that the projects included were appropriate, directed staff to move forward with completing the study and to present the results of the study to the full Board once the study was complete. Public Utilities recently completed the study.

Based on the study, for a residential customer, Public Utilities is recommending to decrease sewer capacity fees from \$8,034 to \$6,149 and to increase water capacity fees from \$5,290 to \$5,982. The combined water and sewer capacity fees for a residential customer would decrease from \$13,324 to \$12,131, a decrease of \$1,193.

Similar, proportional changes are recommended to water and sewer capacity fees for non-residential customers.

Recommended Action:

Authorize the advertisement of a Public Hearing for November 12, 2014 on Ordinance 14-08 amending Sections 20 and 23 of the Hanover County Code to revise the County’s water and sewer capacity fees

Mr. Steve Herzog, Director of Public Utilities Works, came forward and provided the Board with the details of the Ordinance. He detailed the history, purpose of capacity fees, generally accepted methodologies, Hanover’s methodology, major changes since last study and the results of the study.

Major changes:

- Average Daily Use
 - Water 271 GPD/ERU to 187 GPD/ERU
 - Sewer 271 GPD/ERU to 234 GPD/ERU

- Updated growth projections
- Updated existing asset valuation
- Updated cost estimates
- Modified the incremental cost methodology
- Updated planned projects based on the current Comprehensive Plan and input from Economic Development

Following the presentation, Mr. Herzog answered questions from Board members concerning the involvement and perspective of Economic Development and commercial water fees and the possible impact they might have on potential future projects. Board members had a detailed discussion concerning future projects and potential large commercial projects.

Mr. Peterson made a motion to authorize the advertisement of a Public Hearing for November 12, 2014 on Ordinance 14-08 amending Sections 20 and 23 of the Hanover County Code to revise the County’s water and sewer capacity fees. The motion was seconded by Mrs. Kelly-Wiecek.

	Vote:
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
Aubrey M. Stanley	Aye
G. E. “Ed” Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

VI. Presentation and Request to Authorization to Advertise Public Hearing – Department of Public Works – Ordinance 14-10, Amending Chesapeake Bay Preservation Ordinance and Stormwater Management Ordinance, and Ordinance 14-11, Amending the Hanover County Drainage Design Handbook – Stormwater

Board Sheet Background:

On February 12, 2014, the Hanover County Board of Supervisors adopted a stormwater management ordinance and amended the County’s Chesapeake Bay Preservation Ordinance and Erosion and Sediment Control Ordinance in order to adopt a stormwater management program as required by state law. On July 1, 2014, the Virginia Department of Environmental Quality (DEQ) informed the County Administrator that the

County had been granted provisional approval of the state-required stormwater management program, conditioned upon certain amendments.

In response to DEQ comments on the adopted County ordinances and stormwater management program, the Department of Public Works and County Attorney's Office have drafted amendments to the Chesapeake Bay Preservation Ordinance, Stormwater Management Ordinance, and Drainage Design Handbook contained in Ordinances 14-10 and 14-11. These amendments are necessary to obtain state approval of Hanover County's stormwater management program. In addition, staff has proposed amendments to reduce the complexity of stormwater requirements for single family home development. A summary of the proposed changes is attached.

Recommended Action:

Motion to authorize advertisement of a public hearing to be held November 11, 2014 at 7:00 p.m. – Ordinance 14-10, Amending Chesapeake Bay Preservation Ordinance and Stormwater Management Ordinance, and Ordinance 14-11, Amending the Hanover County Drainage Design Handbook.

Mr. Mike Flagg, Director of Public Works, came forward to give this presentation to the Board. It was noted that the date of the public hearing should actually be November 12, rather than November 11, 2014.

Mrs. Kelly-Wiecek made a motion to authorize advertisement of a public hearing to be held November 12, 2014 at 7:00 p.m. – Ordinance 14-10, Amending Chesapeake Bay Preservation Ordinance and Stormwater Management Ordinance, and Ordinance 14-11, Amending the Hanover County Drainage Design Handbook. The motion was seconded by Mr. Hazzard.

	Vote:
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
Aubrey M. Stanley	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

VII. Presentation – Community Development Annual Report – Fiscal Year 2014

Board Sheet Background:

The Community Development annual report for fiscal year 2014 will be presented to the Board. The purpose of the report is to highlight community development trends and activities during the year.

The report includes data and trends as reported by the various community development departments including Planning, Public Works, Public Utilities, Building Inspections and Parks and Recreation. The intent of the report is to provide an annual assessment of how the County's activities are aligning with the long term objectives of the Comprehensive Plan as they relate to residential and non-residential development within the County, and associated activities and accomplishment

Highlights of this year's report verify that many of the objectives of the Comprehensive Plan related to residential and commercial development continue to be met.

Mr. Frank Harksen, Deputy County Administrator, came forward to give this presentation to the Board. It was noted that the report is a result of the work of many departments and agencies. Following his presentation, Mr. Harksen answered questions from Board members.

VIII. Presentation – Revisions to Code Compliance Policies

This item was removed from the agenda.

Announcements were made prior to the closed session. Mr. Davis brought up the issue of televising or live streaming of future Board meetings. The Board members had a detailed discussion on the matter. It was decided that the matter will be first addressed by the Rules Committee.

Mr. Peterson announced the near completion of the new playground at the Hanover Courthouse Park, the third playground of Operation Hope, built by the Hanover and Mechanicsville Rotary Clubs and the Greater Richmond Civitan Organization. These playgrounds are privately funded and there are now accessible playgrounds at three of our parks.

He also announced a meeting on October 21st at 7:30 p.m. at the Mechanicsville Branch Library. This will, which will be an open community forum for citizens to discuss any County issues.

Mr. Stanley announced that the 18th annual Beaverdam Heritage Day will be held on Saturday from 10 a.m. to 4 p.m. The event will include vendors, a silent auction and entertainment.

He also announced that he and Mr. Hazzard will be at the upcoming town hall meeting in Montpelier along with the Beaverdam and South Anna district representatives on the School Board. The event will be held October 9th in the Montpelier Center for Arts and Education.

Mr. Sterling Rives, County Attorney, announced that the Legislative Workshop will be held on December 4th at 8 a.m. at Randolph Macon College. All five of our legislators have confirmed attendance.

Mr. Jim Taylor, Deputy County Administrator, announced that there will be a ribbon cutting ceremony on October 10th at 11:00 a.m. for the new Crisis Receiving Center at Memorial Regional Medical Center. He also announced that there will be a dinner October 13th for Fire/EMS Volunteer Appreciation Night and reminded Board members that the Fall Fellowship Festival will be held at the County complex on November 18th.

IX. Closed Session - Section 2.2-3711(A)(7) of the Code of Virginia – Consultation with legal counsel and staff regarding Claim against the County by EMAC, LLC (“McGeorge Rolling Hills RV SuperCenter”)

Mr. Hazzard moved that the Board of Supervisors go into Closed Session pursuant to the following: Section 2.2-3711(A)(7) of the Code of Virginia – Consultation with legal counsel and staff regarding Claim against the County by EMAC, LLC (“McGeorge Rolling Hills RV SuperCenter”). The motion was seconded by Mr. Stanley.

	Vote:
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
Aubrey M. Stanley	Aye
G. E. “Ed” Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

Board members entered Closed Session at 4:27 p.m. At the conclusion of the Closed Session, all Board members returned to the Board room, and the Chairman called the regular meeting back to order at 4:55 p.m.

Certification of Closed Session

Mr. Hazzard moved that the Board of Supervisors certify that during the Closed Session only public business matters lawfully exempted from the open meeting requirement of the Freedom of Information Act and only such public business matters as were identified in the motion for the Closed Session were discussed. The motion was seconded by Mr. Stanley.

	Vote:
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
Aubrey M. Stanley	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

X. Announcements/Adjournment

At 4:55 p.m. the Chairman adjourned the meeting to October 22, 2014 – Hanover County Administration Building – 6:00 p.m.