

Regular Meeting, Wednesday, April 12, 2023, 7:00 p.m., Government Center, Verona, VA.

PRESENT: Michael Shull, Chairman
Jeffrey Slaven, Vice-Chair
Butch Wells
Gerald Garber
Pam Carter
Scott Seaton
Timothy K. Fitzgerald, County Administrator
Jennifer M. Whetzel, Deputy County Administrator
Misty Cook, Director of Finance
Doug Wolfe, Director of Community Development
James Benkahla, County Attorney
Angie Michael, Executive Assistant

VIRGINIA: At an adjourned meeting of the Augusta County Board of Supervisors held on Wednesday, April 12, 2023, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 247th year of the Commonwealth....

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Chairman Shull welcomed those present at the meeting.

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The following students from St. John's Preschool led the Board of Supervisors in the Pledge of Allegiance:

Harper wants to be a veterinarian.
Quinn wants to be a veterinarian.
Owen wants to be a construction worker and a fireman.
Ava wants to be a veterinarian.
Otto does not know what he wants to be.
Henry wants to be a racer.

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Ms. Carter, Pastures District, delivered the invocation.

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NATIONAL LIBRARY WEEK PROCLAMATION

Dr. Seaton moved, seconded by Mr. Garber, that the Board adopt the following proclamation:

WHEREAS, libraries provide the opportunity for everyone to pursue their passions and engage in lifelong learning, allowing them to live their best life;
WHEREAS, libraries strive to be trusted and welcoming institutions for all members of the community regardless of race, ethnicity, creed, ability, sexual orientation, gender identity, or socio-economic status;
WHEREAS, libraries strive to develop and maintain programs and collections that are as diverse as the populations they serve and ensure equity of access for all;

April 12, 2023, at 7:00 p.m.

NATIONAL LIBRARY WEEK PROCLAMATION

WHEREAS, libraries adapt to the ever-changing needs of their communities, continually expanding their collections, services, and partnerships;

WHEREAS, libraries play a critical role in the economic vitality of communities by providing internet and technology access, literacy skills, and support for job seekers, small businesses, and entrepreneurs;

WHEREAS, libraries are accessible and inclusive places that promote a sense of local connection, advancing understanding, civic engagement, and shared community goals;

WHEREAS, libraries are cornerstones of democracy, promoting the free exchange of information and ideas for all;

WHEREAS, libraries, librarians, and library workers are joining library supporters and advocates across the nation to celebrate National Library Week;

NOW, THEREFORE, be it resolved that the Augusta County Board of Supervisors, proclaim National Library Week, April 23-29, 2023. During this week, I encourage all residents to visit their library to explore the wealth of resources available.

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
 Nays: None

Motion carried.

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PUBLIC HEARINGS – DIRECTOR OF FINANCE PRESENTATION

Misty Cook, Director of Finance, announced that there would be three public hearings. They can be held as one public hearing once opened. One hearing is on the proposed tax rate for 2023 and the second hearing is on the revised budget for 2022-2023 and the third on the proposed budget for 2023-2024. Ms. Cook gave a PowerPoint presentation with the following highlights.

REVISED BUDGET FOR 2022-2023

This being the day and time advertised to hear public input on the revised budget for 2022-2023.

Ms. Cook stated that the FY23 revised budget as advertised totals \$298,818,772. The revised FY23 budget had adjustments for expenditures that materialized during the budget year. A few items included were adjustments for the school resource officers and the public safety pay reclassifications approved by the Board after the initial appropriations of the 2023 budget. Adjustments were also made due to increases in the cost of goods and services related to inflation. Lastly, there has been adjustments made to conserve escrows for the Middle River Regional Jail, the Children Services Act, the Shenandoah Valley Social Services and dependent care. Bond proceeds for the middle school projects are reflected in the school capital improvement fund.

The Chairman declared the public hearing open.

There being no speakers, the Chairman declared the public hearing closed.

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April 12, 2023, at 7:00 p.m.

PROPOSED TAX RATES FOR 2023

This being the day and time advertised to consider public input on the real and personal tax rates for 2023.

	<u>2022</u>	<u>2023</u>
Real Estate	\$0.63	\$0.64
Personal Property -- auto & motorcycle, campers boats, boat trailers, horse trailers airplanes, trailers	\$2.60	\$2.60
Personal Property -- business, large trucks and trailers, machinery & tools	\$2.00	\$2.00

Ms. Cook stated that the advertised budget includes a proposed increase of \$0.01 to the real estate tax rate. The current rate is \$0.63 per \$100. This additional revenue would be used solely to fund the public safety camera project for the Sheriff's Department and associated personnel. This increase would not be part of the growth funding formula, which shares 50% real estate tax revenue with the schools. All other advertised rates would remain the same. It is important to note that the advertised rate is the highest that this board can set for calendar year 2023.

The Chairman declared the public hearing open.

Larry Powell, 407 Pine Top Road, Fort Defiance, spoke in opposition of the tax rate increase.

Chanda McGuffin, 11016 Bridge Ave, Waynesboro, spoke in favor of the tax rate increase.

Sharon Fitz, 1320 Ohio Street, Waynesboro, spoke in favor of the tax rate increase.

Sophie Alberts, 84 birch Way, Barboursville, spoke in favor of the tax rate increase.

Edward Long, 140 New Hope and Crimora Road, Waynesboro, spoke in opposition of the tax increase.

Judy Desetti, 160 Carrier Lane, spoke in favor of the tax rate increase.

Andrea Jackson, Waynesboro, spoke in favor of the tax rate increase.

Leigh Ashley Harden, 73 Emerald Heights Drive, Fishersville, spoke in favor of the tax rate increase.

Essen Daley, 34 Longview Circle, Fishersville, spoke in favor of the tax rate increase.

Tracey Pyles, 3665 Churchville Avenue, Churchville, stated that the County has a surplus in money and the tax rate increase is not necessary.

David Zimmerman, 120 Lee Hwy, Verona, spoke in opposition of the tax rate increase.

Randall Wolf, PO Box 61, Stuarts Draft, spoke in favor of the tax rate increase.

Danny Link, Mt. Sidney, spoke in opposition of the tax rate increase for body cameras.

Cherish Alberts, 84 Birchway, spoke in favor of the tax rate increase for body cameras.

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PROPOSED TAX RATES FOR 2023 (CONT'D)

Sarah Crenshaw, 9 Villa View Drive, Staunton, spoke in favor of the tax rate increase for body cameras.

There being no other speakers, the Chairman declared the public hearing closed.

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PROPOSED BUDGET FOR 2023-2024

This being the day and time advertised to consider public input on the proposed budget for 2023-2024.

Ms. Cook gave a brief overview of the budget process.

The Code of Virginia (§ 15.2507) notes the following:

- Sets the fiscal year for localities (July 1 through June 30)
- Sets deadline for presentation of budget to Board of Supervisors by April 1 (Work session March 27th)
- Sets public hearing notice requirements (seven days before the public hearing, April 5, 2023)
- Sets minimum period before budget approval
- Sets deadline for State agencies to provide information to localities after General Assembly session (within 15 days)
- The County is required to approve a budget by July 1

Budget process is a cooperative effort:

- Departments of the County
- Community Agencies
- School Board
- Shenandoah Valley Social Services
- Regional Agencies

The budget is a cooperative effort that is affected by many components. Departments/Schools/Regional entities draft a budget, Finance and Co. Admin compile a balanced budget within current revenue streams, the Board of Supervisors reviews and decides what to advertise. At the public hearing, the public input is shared with the Board of Supervisors and taken into consideration before approving the budget and setting a tax rate. The budget is set to be approved Wednesday, April 26, 2023.

At the budget worksession on March 27, 2023, a balanced budget was presented of approximately \$119 million. At that meeting, the Board of Supervisors authorized to advertise a \$0.01 tax increase to pay for the public safety camera bundle. Initially in the balanced budget the interview room and the tasers were included, but not part of the bundle. The public safety camera bundle is actually at a cheaper price if everything is bought together. The interview room and tasers are included in the balanced budget, but at a discounted price. The balanced advertised budget includes the public safety camera bundle, two Commonwealth Attorneys and the two IT personnel for the Sheriff's Office that is required per state code. The remaining estimated revenue was allocated to contingencies. Total school allocation is \$57.3 million. \$49 million of this funding is for the school operating account and \$1,080,000 is for their bus capital expenditures. This will go directly to the school capital account. The remaining \$7.2 million is to cover their debt service for any loans they have on school construction projects. The formula funding is based on a growth calculation. Total revenue for the FY24 budget is \$243,840,910. Local revenue makes up the largest portion of this at \$128.5 million, or about 52.7%. State revenue makes up the second highest percentage at \$98.7 million, or about 40.5%. Federal Revenue is third at \$15.7 million or 6.4%. Total expenditures are \$298,043,265.

April 12, 2023, at 7:00 p.m.

PROPOSED TAX RATES FOR 2023 (CONT'D)
Budget Advertisement Summary:

Recommended budget	\$118,980,727
Work session revisions:	
Expenditures	
FY24 Budget:	
Public Safety Camera Bundle	
With Personnel	\$ 836,884
031020-3320 less interview room in balanced	
Budget	\$ (12,646)
031020-3320 less tasers in balanced budget	\$ (65,700)
Contingency	<u>\$ 31,462</u>
	\$ 790,000
Revenues	
Increase RE rate 1 cent	<u>\$ 790,000</u>
	\$ 790,000
Total Advertised budget	\$119,770,727

Total revenue in the Proposed FY24 Budget:	\$243,840,910
Property Taxes	\$ 76,477,426
Local Revenue	\$ 52,026,771
State Revenue	\$ 98,783,642
Federal Rev.	\$ 15,706,885
Other ⁽¹⁾	\$ 846,186
⁽¹⁾ non-revenue receipts	

Expenditures for the Proposed FY24 Budget:	\$298,043,265
General Govt	\$ 6,740,929
Judicial	\$ 3,335,615
Public Safety	\$ 40,081,244
Public Works	\$ 5,172,885
Health & Welfare	\$ 22,179,728
Cultural	\$ 2,703,463
Community Dev.	\$ 2,992,225
Contributions& Non Departmental	\$ 2,150,744
Education	\$148,880,961
School Capital Improv.	\$ 44,955,991
Debt Service	\$ 10,710,154
Capital Improvements	\$ 8,139,326

The Chairman declared the public hearing open.

April 12, 2023, at 7:00 p.m.

PROPOSED TAX RATES FOR 2023 (CONT'D)

Dave Leatherwood, 60 Pambrook Drive, Fishersville and represents the Electoral Board of Augusta County. Mr. Leatherwood stated that with increased responsibilities with elections, he is requesting additional staffing for the Registrar's Office be included in the budget.

Vic Ludlum, 41 Hickory Nut Lane, Staunton and is the Vice-Chairman of the Electoral Board. Mr. Ludlum reiterated Mr. Leatherwood's statement and requests additional staffing in the Registrar's Office.

There being no other speakers, the Chairman declared the public hearing closed.

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Mr. Shull asked Ms. Whetzel and Ms. Cook to address how much money is in the County accounts for clarification.

Ms. Whetzel stated that the County has a fund balance policy where it is required to keep a 15% minimum of expenditures. This will allow for unexpected expenses that would require ready cash. There are also other assignments within the fund balance policy where the Board of Supervisors may have set money aside for infrastructure spending and that is set in a different account until it is released and the project is done. Larger term accounts would include money for the new courthouse project or for replacing a fire truck.

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PROJECT CONSTRUCTION MANAGEMENT SERVICES-NEW AUGUSTA COUNTY COURTHOUSE

The Board considered construction management services with Skanska for the new Augusta County Courthouse in the amount of \$1,497,234.00. Services include value engineering and constructability review as well as commissioning design and construction management.

Jennifer Whetzel, Deputy County Administrator, stated that the County issued a request for proposal for a project construction manager to assist with the new courthouse project and manage construction on behalf of the County. The project manager will provide qualified, on-site field staff to manage the project schedule, review design development submittals, provide a value engineering study, review site plan submittals, assist the County in the construction procurement phase, and oversee, administer and coordinate work during the entire construction phase. Services will commence upon contract execution and conclude in December 2025, at the end of construction. Staff recommends approval of the contract, funded by the courthouse capital account.

Mr. Garber moved, seconded by Mr. Wells, that the Board approve the request as presented.

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
 Nays: None

Motion carried.

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April 12, 2023, at 7:00 p.m.

VERONA COMMUNITY FOOD PANTRY

The Board considered the following:

- a. Appropriating funds from infrastructure accounts to pay for a portion of the cost of the HVAC unit replacement in the amount of \$11,728.00.

Funding Source:	North River Infrastructure	8013-72	\$1,954.67
	Beverley Manor Infrastructure	8011-105	\$1,954.67
	Middle River Infrastructure	8012-103	\$1,954.67
	Wayne Infrastructure	8017-113	\$1,954.67
	Pastures Infrastructure	8014-115	\$1,954.66
	Riverheads Infrastructure	8015-92	\$1,954.66

- b. Revision of the current lease to commit to a 5-year lease with the option to renew an additional 5-years, versus a year-to-year lease.

Mr. Fitzgerald stated that in 2011 the Verona Community food Pantry replaced some HVAC units for their space. One of the heat exchangers has gone bad and needs to be replaced. In 2011 the food pantry paid \$22,259.00 for the original unit. Today the replacement is \$39,895.00. Currently in the capital account there is \$18,127.00 in a depreciated amount for that unit. The additional funding that is needed is \$21,728.00. The food pantry has agreed to donate \$10,000.00 towards the new HVAC unit. The food pantry is requesting Board's consideration for funding of the remaining \$11,728.00 to come from infrastructure funds. Along with the funding request, they request that the Board consider a five-year lease of the property versus a year-to-year lease.

Mr. Wells moved, seconded by Mr. Slaven, that the Board approve the funding request as presented and approve 5-year lease with the option to renew an additional 5-years.

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
 Nays: None

Motion carried.

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RESOLUTION TO INCLUDE AUXILIARY SHERIFF DEPUTIES AS EMPLOYEES FOR PURPOSES OF WORKERS' COMPENSATION

The Board considered the following resolution:

WHEREAS the Augusta County Board of Supervisors desires to include the reserve/auxiliary sheriff deputies as Employees for purposes of the Virginia Workers' Compensation Act pursuant to Va. Code §65.2-101;
WHEREAS the Augusta County Board of Supervisors intends to promptly acquire workers' compensation coverage for the purpose of providing benefits to reserve/auxiliary sheriff deputies.
NOW, THEREFORE, BE IT RESOLVED THAT: the Augusta County Board of Supervisors hereby extends workers' compensation benefits to the reserve/auxiliary sheriff deputies for the County of Augusta, Virginia.

April 12, 2023, at 7:00 p.m.

RESOLUTION TO INCLUDE AUXILIARY SHERIFF DEPUTIES AS EMPLOYEES FOR PURPOSES OF WORKERS' COMPENSATION

Mr. Fitzgerald stated that the Board approved a similar resolution for the volunteer firefighters. This request comes from the Sheriff due to having several reserve deputies that do work for him and he asks that the Board consider the resolution to treat the reserve deputies under the same as we would volunteer firefighters under the County's workers' compensation insurance policy. Currently there are twenty reserve officers which would be a cost of \$9,300.00.

Mr. Wells moved, seconded by Mr. Slaven, that the Board adopt the resolution as presented.

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
 Nays: None

Motion carried.

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CONSENT AGENDA

Mr. Slaven moved, seconded by Dr. Seaton, that the Board approve the consent agenda as follows:

MINUTES:

Consider minutes from the following meetings:

- Regular Meeting, Wednesday, February 8, 2023
- Staff Briefing, Tuesday, February 21, 2023
- Regular Meeting, Wednesday, February 22, 2023
- Joint School Board and Board of Supervisors Meeting, Thursday, March 16, 2023
- Staff Briefing, Monday, March 20, 2023

CLAIMS

Consider claims paid since March 1, 2023

Dr. Seaton stated that the February 8, 2023 minutes needed an update to show the correct Magisterial District delivering the Invocation.

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
 Nays: None

Motion carried.

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(END OF CONSENT AGENDA)

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April 12, 2023, at 7:00 p.m.

MATTERS TO BE PRESENTED BY THE PUBLIC

Shiela Ahmadi, College Circle, Staunton, spoke in support of body cameras and the tax increase.

Dorothy Via, 92 Provence Drive, Stuarts Draft, is a previous employee of the animal shelter. Ms. Via stated that there are issues and concerns with the shelter that need to be addressed. The volunteers deserve an apology and staff needs to be investigated.

Page Hearn, 151 Old White Hill Road, spoke regarding concerns about the operation of the animal shelter.

Casey Eldridge, 2325 Monroe Street, Waynesboro, is a volunteer and foster for the animal shelter. She expressed support for the shelter and gave clarification on certain instances at the shelter.

Via Email: Nick Patler, Waynesboro, is in favor of body and dash cameras.

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MATTERS TO BE PRESENTED BY THE BOARD

Ms. Carter moved, seconded by Dr. Seaton, that the Board approve a funding request for a war memorial in the Town of Craigsville in the amount of \$26,500.00.

Funding Source:	Pastures Infrastructure	8014-116	\$6,625.00
	Wayne Infrastructure	8017-114	\$6,625.00
	Beverley Manor Infrastructure	8011-106	\$6,625.00
	North River Infrastructure	8013-73	\$6,625.00

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
 Nays: None

Motion carried.

Mr. Wells thanked the ones that honored the time limit for speakers that the Board has in place.

Mr. Slaven stated that renovations have started in Emergency Communications Center.

Dr. Seaton asked the following questions:

1. Are the Sheriff's vehicles replaced on a regular basis?
2. Does the Sheriff have the vehicles he needs?

Mr. Fitzgerald stated that yes, he does.

3. What is the status of the countywide communication system?

Jennifer Whetzel, Deputy County Administrator, stated that the goal is to bring MOU to the Board for consideration at the next meeting or the first meeting in May.

4. If the proposed tax rate of \$0.64 is approved, does that go on the current value or the reassessed value?

Ms. Cook stated that the reassessment is still ongoing so there is no reassessment figure to be included the FY24 budget. The reassessment will be in affect January 1, 2024. Next year's advertisement budget will include the reassessment.

5. Does the Board vote on the Parks and Recreation Bylaws?

April 12, 2023, at 7:00 p.m.

MATTERS TO BE PRESENTED BY THE BOARD (CONT'D)

Mr. Fitzgerald stated that the updated bylaws will be ready for Board's consideration at the end of the month.

6. Can the website be made more user friendly to find minutes?

Angie Michael, Executive Assistant, stated that minutes prior to 2021 are in a different section on the website. If you are unable to find certain minutes let her know and she will email them.

7. In regards to the animal shelter, why is there a shortage of food for the animals?

Mr. Fitzgerald stated that he was not aware of a shortage.

8. Is the shelter using donated food that is intended for the animal pantry, for the public to feed the animals?

Mr. Fitzgerald stated that he was not aware of this being an issue.

9. Is there a policy and procedure manual for the shelter?

Mr. Fitzgerald stated that they are currently being worked on.

10. Is there a euthanasia policy?

Mr. Fitzgerald stated that the decision is made through the director, along with other staff. There will be a written policy on this.

11. How are bite reports documented and the records stored?

Bite reports have to be filed with the state and documents are kept at the shelter.

12. Are there policies on reaching out to outside help and rescue organizations to help with overcrowding to prevent the euthanasia?

Mr. Fitzgerald reiterated that policies and procedures are currently being worked on and will include a volunteer rescue policy.

13. Trainers, behavioral assessment and recommendations of the animal, do trainers look at the animals.

Mr. Fitzgerald stated that the director has tried multiple times to get people in to help train the staff. Animal control has been willing to do that as well. An outside party is not typically brought in to do specific behavioral assessments.

14. Are medication logs being doctored using white out to hide when medication errors were made.

Mr. Fitzgerald will inquire about that situation.

15. Do you have to be certified to administer medication to the animals?

Mr. Fitzgerald stated that certain types of medication require a certification.

16. Has the shelter been inspected by a veterinary board?

Mr. Fitzgerald stated the shelter has been inspected.

17. Is there a way to speed up the changes needs in regards to paying a shelter bill?

Mr. Fitzgerald stated that the process is being re-evaluated.

18. Why would the owner of Annabelle decide to surrender the dog if she was not instructed to do so and if she wanted the dog?

Mr. Fitzgerald is not aware of the reason. He only has the report from the time of surrender.

19. Were there rescues contacted before the shelter reached forty-nine dogs when they made the decisions?

Mr. Fitzgerald stated he did not have that answer, but could find out.

20. Van Diesel was euthanized at the same time as Annabelle, why was Van Diesel castrated several days before being euthanized? Who made this decision?

21. How much time is the shelter director spending at the shelter?

Mr. Fitzgerald stated that he is typically off on Thursdays, but he is there Monday through Saturday. He is not at the shelter every day, but is confident that the director is managing the shelter efficiently.

22. Would it be beneficial to have a citizen advisory committee to help with procedures and policies?

Mr. Fitzgerald stated that the policies and procedures are currently being constructed and will be brought forward for citizens to view and comment on.

April 12, 2023, at 7:00 p.m.

MATTERS TO BE PRESENTED BY THE BOARD (CONT'D)

Dr. Seaton addressed the citizen's statement regarding the inclusion of the cameras in the budget.

Mr. Shull has received several calls regarding broadband. He would like an update from All Points.

Ms. Whetzel will schedule All Points for a time to give an update on the broadband progress.

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MATTERS TO BE PRESENTED BY STAFF

Mr. Fitzgerald discussed the following:

- 1) The South River District Board seat selection is in process. There have been two applicants so far with the closing on Friday. Interviews will be April 19, 2023 at 4:00 p.m. in the main board room.
- 2) This is National Animal Control Officers Week and National Public Safety Telecommunications Week. The two departments are to be commended for all of their hard work and dedication.
- 3) Spring Clean-Up is April 22-29, 2023
- 4) Verona Pedestrian Projects bids are due April 27, 2023.

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CLOSED SESSION

On motion of Mr. Slaven, seconded by Mr. Wells, the Board went into closed session pursuant to:

- (1) the personnel exemption under Virginia Code § 2.2-3711(A) (1)
[discussion, consideration or interviews of (a) prospective candidates for employment, or (b) assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific employees]:
 - a. Boards & Commissions: Youth Commission, Ag & Forestal Dist., Recycling, Broadband Committee, Economic Development Authority.
- (2) the economic development exemption under Virginia Code § 2.2-3711(A) (5)
[discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of its interest in locating or expanding its facilities in the county]:
 - a. Proposed Office space, flex space, storage facilities, manufacturing facilities, utility and mixed use development.

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On motion of Mr. Slaven, seconded by Mr. Wells, the Board came out of Closed Session.

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
 Nays: None

Motion carried.

April 12, 2023, at 7:00 p.m.

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CLOSED SESSION (CONT'D)

The Chairman advised that each member is required to certify that to the best of their knowledge during the closed session only the following was discussed:

1. Public business matters lawfully exempted from statutory open meeting requirements, and
2. Only such public business matters identified in the motion to convene the executive session.

The Chairman asked if there is any Board member who cannot so certify.

Hearing none, the Chairman called upon the County Administrator/ Clerk of the Board to call the roll noting members of the Board who approve the certification shall answer AYE and those who cannot shall answer NAY.

Roll Call Vote was as follows:

Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
Nays: None

Motion carried.

The Chairman authorized the County Administrator/Clerk of the Board to record this certification in the minutes.

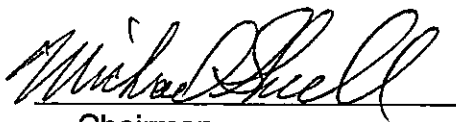
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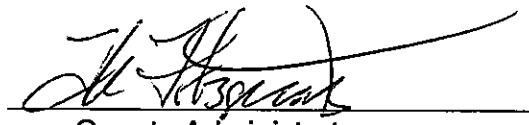
ADJOURNMENT

Dr. Seaton moved, seconded by Mr. Garber, that the Board adjourn the meeting.

Vote was as follows: Yeas: Shull, Slaven, Garber, Wells, Carter, and Seaton
Nays: None

Motion carried.


Chairman


County Administrator

h:4-12min.23