

Minutes
Board of Supervisors
Work Session
May 2, 2022

Members Present: Keith Weakley, Chairman At-Large
D. Keith Guzy, Jr., District 1
Allen Louderback, District 2
Mark Stroupe, District 3
Larry Foltz, District 4
Jeff Vaughan, District 5

Staff Present: Amity Moler, County Administrator
Regina Miller, Assistant County Administrator
Holly Williams, Drug Court Coordinator
Tracy Clatterbuck, Zoning Administrator
Nina Fox, Economic Development and Tourism Director
Michael Helm, County Attorney

Call to Order:

Chairman Keith Weakley called to order the work session of the Board of Supervisors at 7:00 p.m., in the Board of Supervisors Room located in the Page County Government Center, 103 South Court Street, 2nd Floor, Luray., VA. The Call to Order was followed by the invocation given by Earl Painter and *The Pledge of Allegiance*.

Page County Technical Center Sign Request:

J.D. Cave and Robert Janney of the Page County Technical Center Foundation made a request to place a new directional sign on the Route 340 for the Technical Center. The Technical Center is located on Middleburg Road and the sign would help drivers locate the center. The Foundation will eventually replace the directional sign with a larger, permanent monumental sign paid for by donations. Currently, the off-premise sign is not permitted under the County Code. Mr. Janney provided a proposed Code amendment for to allow for off-premise directional/informational signs, by special use permit, in places that are owned by the government, government agencies, including public schools. Supervisors were in consensus to asked the Planning Commission to review the Code regarding signs and make a recommendation to the Board for a potential amendment.

Drug Court Update:

Holly Williams, Drug Court Coordinator, explained the purpose of drug court and said that it is an alternative to incarceration. It helps participants recover from substance use disorders with the aim of reducing future criminal activity and reduces the burden and costs of repeatedly processing low-level, non-violent offenders through the courts, jails, and prisons. The Court team members consists of the Circuit Court Judge, Commonwealth's Attorney, Public Defender, Probation Officers, One part-time deputy from the Sheriff's Office, treatment provider representatives from Northwestern Community Services, Drug Treatment Court Coordinator, and program evaluators from

James Madison University. Participants in the program include non-violent offenders who reside in Page County, have a probation violation, and may have additional drug related charges and offenders who identify as high risk and have a substance use disorder. The program, she said, takes a minimum of 15 months to complete. Treatment services include: individual therapy, group therapy, medically-assisted treatment, and case management services. Participants gradually add employment into their routine as they progress. They are drug tested at a minimum of twice a week. Incentives and sanctions are set to provide a predictable, fair, and consistent response for participant behavior. Graduation from Drug Court will occur after the successful completion of the substance abuse treatment program and completion of all five program phases. The program's first graduates will be in November 2022.

Since its inception in August 2021, she noted that 10 participants have collectively completed 1,619 hours of treatment and achieved 1,361 days of sobriety as of March 2022. Funded by a three-year (3) grant, Page County coordinators hope to grow the program to 25 to 30 participants. Lastly, she said that Drug Courts are the single most successful criminal justice intervention for seriously addicted offenders. They are proven to save lives, save money, and reduce crime.

Review of Special Use Permit Request – Town of Stanley:

Tracy Clatterbuck, Zoning Administrator, reviewed the Town of Stanley's application for a special use permit to operate a dog park located on the corner of Marksville Road and Hawksbill Park Road, Stanley, VA, and further identified by tax map number 81-A-94. The parcel is currently zoned as Woodland-Conservation (W-C). The total acreage of the parcel is 10.75 acres; however, three acres will be dedicated for use of the dog park. The proposed project is located adjacent to the Hawksbill Recreation Park and Swimming Pool. Pursuant to Section 125-9.D(2) of the Page County Zoning Ordinance, commercial outdoor recreational areas and facilities are permitted by special use permit.

The dog park is generously being donated to the Town of Stanley by Donald V. Feliciano, from Luray, VA. Bailey Legacy Dog Park as it will be known, will consist of two fenced in areas. One for smaller dogs and one for larger dogs. The fence will be made of six-foot chain-link wire fencing. Parking will be installed along the dog park which will consist of twenty parking spaces. There will be rules posted throughout the dog park. Four dog waste stations will be placed around the dog park and will be properly disposed of by park employees. The Town of Stanley Public Works Department and the Parks and Recreation Department will maintain the facility.

The Virginia Department of Transportation (VDOT) has indicated that this property will be served by a proposed private entrance at the VDOT approved location on Hawksbill Park Road. The proposed entrance will require site plans for review before approval. The proposed use should not have any adverse effect to the VDOT right-of-way. The Health Department has stated that the dog park will not have bathroom facilities onsite, but bathroom facilities are available at the Hawksbill Recreation Park Building which is adjacent to the proposed project. Therefore, they had no objection to the issuance of a special use permit for the dog park. Building Official James Campbell, Page County

stated he had no objections to the proposed project, but before any work begins, the applicant will be required to check to see if permits are required.

The Planning Commission, she said, held their public hearing and voted unanimously to recommend approval of the special use permit to the Board, with conditions.

Motion: Supervisor Foltz moved that the Page County Board of Supervisors hold a public hearing on the special use permit application for tax map number 8I-A-94 at the June 6, 2022 work session, and direct staff to provide adequate notice of such hearing, in accordance with Section 15.2-2204 of the Code of Virginia. Supervisor Stroupe seconded and the motion carried by a vote of 6-0. Aye: Weakley, Guzy, Louderback, Stroupe, Foltz, Vaughan. Nay: None.

TOT Funding Request – Shenandoah Valley Racketeers:

Nina Fox, Economic Development and Tourism Director, said the Shenandoah Valley Racket Ters is a chapter of the Model T Ford Club International based in Luray, Virginia. This non-profit is an antique car club with more than twenty members locally. The organization's goal is to preserve and promote the Model T Ford for future generations by educating people of all ages on the history, lore, and skills of maintenance of their beloved Model T's. The Shenandoah Valley Racket Ters are holding their annual event this May and are requesting \$4,000.00 to grow and sustain their annual event. The funds received from this grant request will help promote their 2023 event. This event attracts 70 vendors and more than 400 visitors from a radius greater than 50 miles from our locality. She recommended the Board approve the request.

The Quarterly TOT requests have been submitted and reviewed by the Page County Tourism Council. The following request was presented to the Page County Tourism Council and passed unanimously in favor of funding the marketing efforts of the Shenandoah Valley Racket Ters.

Motion: Supervisor Stroupe moved that the Board of Supervisors approve the funding request of \$4,000.00 to the Shenandoah Valley Racket Ters. Supervisor Foltz seconded and the motion carried by a vote of 6-0. Aye: Guzy, Louderback, Stroupe, Foltz, Vaughan, Weakley. Nay: None.

Special Entertainment Permit – Mid-Atlantic Pre-War Swap Meet:

Nina Fox, Economic Development and Tourism Director, said the Shenandoah Valley Racket Ters have requested a Special Entertainment Permit, pursuant to Chapter 55 (Festivals) of the Code of the County of Page, Virginia, to conduct the Mid Atlantic Pre-War Swap Meet, on May 13 and 14, 2022 from 7:00 am to 5:00 pm. The event will be held at Comer Jones VFW Post 618 Veterans Lane Luray, VA, 22835. She recommended the Board approve the special entertainment permit.

Motion: Supervisor Vaughan moved that the Board of Supervisors approve the Special Entertainment Permit application for the Shenandoah Valley Racket Ters Mid Atlantic Pre-War Swap Meet, on May 13 & 14, 2022. Supervisor Louderback seconded and the

motion passed by a vote of 6-0. Aye: Guzy, Louderback, Stroupe, Foltz, Vaughan, Weakley. Nay: None.

Presentation of the Marketing Plan 2022-2023:

Nina Fox, Economic Development and Tourism Director, presented the 2022-2023 Marketing Plan as a strategic roadmap that defines marketing goals and objectives and outlines a phased tactical plan. It is designed to be a living document serving as a strategic roadmap to guide the County and its towns and to direct residential, preservation, and tourism industry efforts for the next three to five years in managing tourism-related dynamics, challenges and opportunities. She proceeded to go over the objectives, platforms, content & development as well as the three phases of the plan and where each step is at. She concluded by adding the marketing efforts are chiefly funded by transient occupancy tax collected by county accommodations that is required by the Code of Virginia.

Rescue Squad Property Purchase Agreement:

Michael Helm, County Attorney, explained that the Board had expressed a desire to purchase property known as the Shenandoah Rescue Squad from the Shenandoah Volunteer Fire Company. An agreement was prepared and executed by the Shenandoah Fire Company and it needs to be approved by the Board. The total purchase price is \$317,700 for tracts 1-3 at 544 Fourth Street, Shenandoah, and tracts 4-8, which are associated lots beside it. In addition, it includes some personal property. There are two specific covenants in the agreement that they requested as follows: Upon satisfying the necessary prerequisites to be eligible under its own EMS license, Page County shall grant its approval for Seller to operate under its own license as an ALS non-transport agency for the purpose of rendering medical aid for its franchised or permitted service area, or local EMS response plan, as applicable; and, The sale and purchase of the real property shall not be used or otherwise considered as a relevant factor when the County is setting a budget for the Seller in the upcoming budget cycle. He stated that this Board cannot bind future Boards on budgeting issues. He said the Board needs to approve the agreement to proceed.

Supervisor Vaughan said the lack of volunteers is driving the need to purchase the property. The path the Board is taking to provide public safety is expensive. This is the right step for the Board to proceed with the purchase.

Supervisor Guzy expressed that he has a problem moving forward with the agreement because the Board is being held hostage to pay for something that the taxpayers have already paid for, even though it has to be done in order to continue providing the service.

Motion: Supervisor Stroupe moved to adopt the agreement for the purchase and sale of real estate and personal property by and between Shenandoah Volunteer Fire Company, Inc. and Page County, Virginia. Supervisor Vaughan seconded and the motion passed by a vote of 5-1. Aye: Stroupe, Foltz, Vaughan, Weakley, Louderback. Nay: Guzy.

Broadband Fiscal Agreement with the Northern Shenandoah Valley Regional Commission:

Mrs. Moler explained that a \$30 million VATI grant was awarded to the Northern Shenandoah Valley Regional Commission for broadband, which encompasses eight localities. The Northern Shenandoah Valley Regional Commission will be the fiscal agent for the project. They will receive the funds and handle tracking the funds for the grant. The localities have been sent a list where they will be on a payment schedule. They will then be reporting with ARPA and DHCD and will be responsible for ensuring the project is completed. She noted that they are required to have the agreement submitted to DHCD by May 5th.

Motion: Supervisor Guzy moved to approve the fiscal agent agreement, DHCD contract, and grant agreement, with such changes that may be approved in consultation with the County Attorney and authorized by the County Administrator to sign said agreement and such other documents may be reasonably necessary to allow the retail broadband services grant project to proceed. Supervisor Stroupe seconded and the motion carried by vote of 6-0. Aye: Foltz, Vaughan, Weakley, Guzy, Louderback, Stroupe. Nay: None.

Budget Discussion:

Tyler Olsen, Budget Officer, provided the Board with a handout regarding school funding. It outlined the minimum required local effort, the local match increase breakdown and six local school funding scenarios.

Board members agreed they would like to wait until the State finalizes its budget before deciding any funding for schools. Budget adoption is set for May 16th.

Supervisor Louderback asked who is the project manager over Johnson Controls. Dr. Fox, School Superintendent, replied that it falls under their operations department. Supervisor Louderback stated that the County Administrator had previously asked about getting records on the expenditures for oil, electricity, and gas that was spent from the savings that Johnson Controls was supposed to offset. Dr. Fox noted that the records were only kept for five years and therefore they did not have the base year. She said she was not sure if those bills prior to the Johnson Controls contract would give an accurate view of the savings because new systems were added. Supervisor Louderback asked if Johnson Controls installed \$7 million worth of equipment. Dr. Fox replied in the affirmative based on the records she has found and reviewed, which was primarily for the HVAC work at the two middle schools. He again asked to see the actual savings from their investment.

Closed Session: 8:33 p.m.

Motion: Supervisor Guzy moved that the Page County Board of Supervisors convene in closed session under the Virginia Freedom of Information Act to consult with legal counsel pertaining to probable litigation and for the provision of legal advice regarding a land use matter and a grant compliance matter, pursuant to Section 2.2-3711(A)(7) and Section 2.2-3711(A)(8) of the Code of Virginia. Supervisor Vaughan seconded and the motion

carried by a vote of 6-0. Aye: Vaughan, Weakley, Guzy, Louderback, Stroupe, Foltz. Nay: None.

Exit Closed Session: 9:20 p.m.

Motion: Supervisor Guzy moved the closed meeting be adjourned and the Page County Board of Supervisors reconvene in open session. Supervisor Stroupe seconded and the motion carried by a vote of 6-0. Aye: Weakley, Guzy, Louderback, Stroupe, Foltz, Vaughan. Nay: None.

Certification of Closed Meeting:

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

Recorded Roll Call Vote:	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
D. Keith Guzy, Jr.	X			
Allen Louderback	X			
Mark Stroupe	X			
Larry Foltz	X			
Jeff Vaughan	X			
Keith Weakley	X			

Adjourn: 9:22 p.m.

With no further business, Chairman Weakley adjourned the meeting.



Keith Weakley, Chairman



Amity Moler, County Administrator