

Minutes
Board of Supervisors
Work Session
May 7, 2019

Members Present: Morgan Phenix, Chairman At-Large
D Keith Guzy, Jr., District 1
David Wiatrowski, 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
Nathan Miller, County Attorney
Janeena Zalipski, Office Aide

Call to Order:

Chairman Morgan Phenix called to order the work session of the Page County Board of Supervisors on May 7, 2019, at 7:00 p.m., in the Board of Supervisors Room located in the Page County Government Center, 103 South Court Street, Luray. The Call to order was followed by a Moment of Silence and the *Pledge of Allegiance* led by Chairman Phenix.

Public Hearing - Special Use Permit – Gary Cabbage:

Chairman Phenix opened the public hearing on the special use permit for Gary Cabbage at 7:01 p.m.

Tracy Clatterbuck, Zoning Administrator, said Gary Cabbage has filed an application for a special use permit to operate a commercial sawmill, commercial chipping mill, and commercial shaving mill on property located at 575 River Road, Stanley, VA. This parcel is improved with the applicant's residence, two poultry houses, and other numerous farm buildings. The applicant initially plans to install an 80 x 50 feet dryer for shavings. The applicant is proposing to install the dryer equipment at a minimum of 100 feet from all property lines. Additional structures and equipment related to the commercial sawmill, commercial chipping mill, and commercial shaving mill may be constructed at a later day, but will be located at a minimum of 100 feet from all property lines. The applicant will be required to comply with the Page County Zoning Ordinance, the Uniform Statewide Building Code, the Virginia Department of Health, and any other local, state, and federal regulation. Pursuant to 125-10 D (11) of the Page County Zoning Ordinance, commercial sawmills, commercial chipping mills, and commercial shaving mills are only permitted by special use permit. They must comply with Section 125-30.4 of the Page County Zoning Ordinance, which requires that the following is met:

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Public Hearing - Special Use Permit – Gary Cubbage:

Chairman Phenix opened the public hearing on the special use permit for Gary Cubbage at 7:01 p.m.

Tracy Clatterbuck, Zoning Administrator, said Gary Cubbage has filed an application for a special use permit to operate a commercial sawmill, commercial chipping mill, and commercial shaving mill on property located at 575 River Road, Stanley, VA. This parcel is improved with the applicant's residence, two poultry houses, and other numerous farm buildings. The applicant initially plans to install an 80 x 50 feet dryer for shavings. The applicant is proposing to install the dryer equipment at a minimum of 100 feet from all property lines. Additional structures and equipment related to the commercial sawmill, commercial chipping mill, and commercial shaving mill may be constructed at a later day, but will be located at a minimum of 100 feet from all property lines. The applicant will be required to comply with the Page County Zoning Ordinance, the Uniform Statewide Building Code, the Virginia Department of Health, and any other local, state, and federal regulation. Pursuant to 125-10 D (11) of the Page County Zoning Ordinance, commercial sawmills, commercial chipping mills, and commercial shaving mills are only permitted by special use permit. They must comply with Section 125-30.4 of the Page County Zoning Ordinance, which requires that the following is met:

- 1) No structure and no storage of lumber, logs, chips, or timber shall be located closer than 100 feet to any lot line.
- 2) No saw, planer, chipper, conveyor, chute, or other like machinery shall be located closer than 200 feet to any dwelling on other property in the area.
- 3) No sawing, planning, chipping, or other operation, or other processing machinery shall be conducted between 7:00 p.m. and 7:00 a.m. No loading or unloading or processing of wood products shall occur between 12:00 midnight and 7:00 a.m.
- 4) All timbering and milling operations, including reforestation or restoration and disposal of timber stumps, sawdust, and other debris, shall be conducted in accordance with Title 10.1 of the Virginia Code and the regulation of the Virginia Department of Forestry.

The Virginia Department of Transportation (VDOT), Health Department and the Building Official have no objections to the request. Mr. Otto of the Planning Commission recommended staff reach out to the local fire official to obtain their comments regarding fire safety. The Planning Commission held a public hearing on March 26, 2019. There was no opposition from the public, and the Commission unanimously recommend approval to the Board of Supervisors for granting this request, with the attached conditions.

During discussion, Board members expressed concern with the noise from the dryer machine and the effect this could have on the neighbors as well as the setbacks. It was mentioned that Mr. Cabbage should provide the Board with a master plan of his business. Mr. David Reed, Reed & Reed Attorneys, representing Mr. Cabbage, said that the challenge there is they are asking for future plans that do not currently exist. Ms. Clatterbuck indicated that the Noise Ordinance says the noise cannot be over 80 dB. If the noise from the dryer is less than that will the Board be acceptable with that level of noise or do they want to impose a different level in the permit conditions. Supervisor Vaughan said the applicant has to comply with the Noise Ordinance. He suggested that they gather their data on the noise the equipment will create and come back to the Board. Mr. Reed indicated that the conditions can state that Mr. Cabbage will need to comply with the current County Noise Ordinance related to the decibel limits. If the decibel exceeds the Noise Ordinance, then the applicant would be in violation of the Ordinance.

Motion: Supervisor Vaughan moved to table the matter. After discussion, he withdrew his motion.

Public Comments on the Special Use Permit:

David Reed, Attorney, for Gary Cabbage, said the applicant is on a timeline. He expressed concern with a motion to table because it would delay the applicant further in getting the equipment installed.

Chairman Phenix closed the public hearing on the special use permit for Gary Cabbage at 7:43 p.m.

Motion: Supervisor Guzy moved that the Page County Board of Supervisors approve the

special use permit for Gary Cabbage to operate a commercial chipping mill, shaving mill and drying mill on the land, and will stay in compliance with all the County Codes for Noise Ordinance, and if he comes out of compliance the applicant will do what it takes to stay in compliance or he will not run the business. Supervisor Foltz seconded and the motion carried by a vote of 6-0. Aye: Phenix, Guzy, Wiatrowski, Stroupe, Foltz, Vaughan. Nay: None.

* * * * *

Applicant: Gary Cabbage
Tax Map #: 70-A-117B

Purpose: Commercial sawmill, commercial chipping mill, and commercial shaving mill

1. This special use permit is transferable, it will meet the requirements in and have privileges provided for in the Page County Zoning Ordinance, and any ordinance amendments for the period set forth within the parameters in this special use permit. The special use permit shall remain with the property for a period of thirty (30) years.
2. The business shall be in compliance with §125-30.4 (Portable or Commercial Sawmills, Chipping Mills, or Shaving Mills).
3. The business shall be in compliance with all County ordinances, the Uniform Statewide Building Code, and all state and federal agency regulations.
4. The business shall apply for and maintain a valid Page County Business License.
5. Any lighting that is provided on the property will be directed downwards, so as not to produce a glare onto adjoining properties or roads.
6. This special use permit may be revoked upon material noncompliance with the terms of the permit, or upon violation of any other relevant terms of the Zoning Ordinance or any other ordinances of the County of Page, Virginia. However, prior to the commencement of any action to revoke this permit, the County shall notify the permit holder in writing of the material noncompliance or violation, and the permit holder shall have thirty (30) days thereafter to cure the material noncompliance or violation. The notice shall be deemed given when hand delivered to the permit holder or when mailed by certified mail, return receipt requested, to the permit holder.
7. Any change of use or expansion of services not included in this special use permit will require an additional, new, or modified special use permit as required by the Page County Zoning Ordinance at that time.
8. The Zoning Administrator or their designated representative may visit the site at any time to ensure compliance with the special use permit.
9. The applicant is required to contact the local fire chief's office to notify him on construction so that the fire chief and/or officers be allowed to visit while construction is underway so that they can get a firsthand look to prepare for any emergency that could occur one day.
10. Any future expansion of structures and/or equipment associated with the business shall be at least 100 feet from any property line.

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Public Hearing - Special Use Permit – Edson Reid:

Chairman Phenix opened the public hearing on the special use permit for Edson Reid at 7:47 p.m.

Mrs. Clatterbuck explained that Edson Reid, Jr. has filed an application for a special use permit to place a manufactured home in the Land of Shenandoah Subdivision located at 149 Sharon Drive, Shenandoah, VA. The property is currently vacant. Pursuant to Section 125-11 D.(3) of the Page County Zoning Ordinance, a manufactured home in a subdivision zoned Residential (R), is only allowed by a special use permit. Section 125-29 of the Page County Zoning Ordinance, states the commission shall consider the following criteria prior to recommending the permit: (A) The existence of any restrictive covenant prohibiting the location of manufactured homes in the subdivision, and if any such covenant exists at the time of application for the special use permit, then such application shall be denied; (B) The number of manufactured homes existing in the subdivision for which application is being made; (C) Consent of adjoining landowners; (D) The position of other landowners in the subdivision, including any position taken by the property owners association of the subdivision; and (E) Other criteria which may assure the enforcement of any other provisions of this section and the intent of this section. The subdivision currently contains many manufactured homes. The proposed mobile home has little to no impact on the surrounding area. The adjoining properties are either vacant or similar in use. On August 18, 2009, the Page County Board of Supervisors granted a special use permit to Mr. Reid for placement of a manufactured home on this same lot; however, Mr. Reid never followed through with installing the manufactured home. Pursuant to Section 125-54 E(3) of the Page County Zoning Ordinance, any special use permit shall be null and void two years after approval by the governing body if the use or development authorized by the permit has not begun. The Virginia Department of Transportation (VDOT), Health Department and Building Official have no objections. The Page County Planning Commission held a public hearing on March 26, 2019, and there was no opposition from the public. The Commission unanimously recommended approval to the Board of Supervisors for granting this request, with the attached conditions.

Supervisor Vaughan asked who was going to be responsible for maintaining the private part of the road in the subdivision. He said the Board is aware that the homeowner's association has been null and void for years. Mr. Edson Reid said he was taking charge of reforming the homeowner's association and that they would be maintaining the private part of the road that VDOT does not maintain.

With no speakers during the hearing, Chairman Phenix closed the public hearing at 7:50 p.m.

Motion: Supervisor Stroupe moved that the Page County Board of Supervisors approve the special use permit for Edson Reid, Jr. to place a singlewide in the Land of Shenandoah Subdivision, with the attached conditions. Supervisor Vaughan seconded

and the motion carried by a vote of 6-0. Aye: Guzy, Wiatrowski, Stroupe, Foltz, Vaughan, Phenix. Nay: None.

* * * * *

Applicant: Edson Reid, Jr.
Tax Map #: 96A2-1-C29
Purpose: Mobile home in Residential zoned subdivision

1. This special use permit is transferable, it will meet the requirements in and have privileges provided for in the Page County Zoning Ordinance, and any ordinance amendments for the period set forth within the parameters in this special use permit. The special use permit shall remain with the property for a period of fifty (50) years.
2. Edson Reid, Jr. or its successor and/or assigns, shall be in compliance with all County ordinances, the Uniform Statewide Building Code, and all state and federal agency regulations.
3. Any change or use or expansion not included in this special use permit will require an additional, new, or modified special use permit as required by the Page County Zoning Ordinance at that time.
4. This special use permit may be revoked upon material noncompliance with the terms of the permit, or upon violation of any other relevant terms of the Zoning Ordinance or any other ordinances of the County of Page, Virginia. However, prior to the commencement of any action to revoke this permit, the County shall notify the permit holder in writing of the material in noncompliance or violation, and the permit holder shall have thirty (30) days thereafter to cure the material noncompliance or violation. The notice shall be deemed given when hand delivered to the permit holder or when mailed by certified mail, return receipt requested, to the permit holder.
5. The Zoning Administrator or their designated representative may visit the site at any time to ensure compliance with the special use permit.
6. This special use permit shall be null and void if the mobile home is replaced with any permitted residential dwelling that is allowed within the applicable zoning district.

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Special Use Permit – Brian Stanley:

Chairman Phenix opened the public hearing on the special use permit for Brian Stanley at 7:58 p.m.

Mrs. Clatterbuck explained that Brian Stanley has filed an application for a special use permit to operate a home occupation that will offer used lawnmower (and other related lawn care equipment) sales and service, in a detached garage located at 151 Sandy Hook Road, Luray, VA. In addition to the existing garage, this property is improved with a single family detached dwelling, a carport, and numerous accessory buildings. The business would be conducted out of the existing detached 28 x 28 garage. He is also proposing to use a designated 30 x 20 area near the existing carport as a storage area for lawnmowers and parts. This area will be shielded from the view of adjacent property owners and the

public right-of-way. The applicant is proposing to operate at a maximum of 40 hours a week. VDOT, the Health Department and the Building Official have no objections to the request. An adjoining landowner has objection to the issuance of the permit and asked that staff relay the additional comments. She said she felt that some of the concerns could be mitigated in the conditions of the special use permit. The Planning Commission held a public hearing on March 26, 2019. After much discussion, the commission unanimously recommended approval to the Board of Supervisors for granting this request, with the attached conditions, as well as obtaining a Page County Business License.

Public Comments:

Marge Yandow spoke against the special use permit. She said the applicant has not installed a fence, but rather a few boards. Junk and lawn mowers are in her view and he runs his mowers late in the evening and has them for sale in his front yard. The noise from the lawnmowers is an issue.

Mr. Brian Stanley, applicant, indicated that if his neighbor wants a privacy fence, then she should put one up. Regarding the hours of operation, he said he works 40 hours per week at a full-time job. His lawnmower business will not be operating from sunrise to sunset. He said the latest that he would be running lawnmowers would be 8:30 p.m. He pointed out that his garage is one the opposite side of his property from where the Yandow's live.

Chairman Phenix closed the public hearing on the special use permit for Brain Stanley at 8:02 p.m.

Motion: Supervisor Guzy moved that the Page County Board of Supervisors table this application until the applicant, the neighbor, and the Zoning Administrator can come up with hours of operation that are suitable and until then the business is on hold. Supervisor Wiatrowski seconded and the motion carried by a vote of 4-2. Aye: Wiatrowski, Vaughan, Phenix, Guzy. Nay: Stroupe, Foltz.

FY 2019-2020 Budget:

The public hearing for the FY2019-2020 Budget was advertised as follows:

**PAGE COUNTY
SYNOPSIS OF THE BUDGET
FOR INFORMATION AND FISCAL PLANNING
PURPOSES ONLY
FISCAL YEAR JULY 1, 2019 through JUNE 30, 2020**

Pursuant to the Code of Virginia Section 15.2-2503 and 15.2-2506, notice is hereby given that the Board of Supervisors will conduct a public hearing in the Page County Board of Supervisors Room, 103 South Court Street, Luray, VA 22835, at 7:00 PM on May 7, 2019, at which meeting any citizen of the County shall have the right to attend and state their

written or oral views of the proposed budget for the fiscal year July 1, 2019 through June 30, 2020. The proposed budget will not be approved, adopted, or ratified by the Board of Supervisors until at least seven days following this public hearing.

Revenue Estimates	Adopted Revenue Budget Year Ending June 30, 2019	Proposed Revenue Budget Year Ending June 30, 2020
General Fund	\$18,668,291	\$19,664,754
VPA	2,669,300	2,752,700
Children's Services	2,551,531	2,552,410
Capital Improvement	203,630	376,728
School Operating	39,041,779	39,963,611
School Cafeteria	1,816,426	1,917,900
School Contingency	255,018	0
Parks and Recreation	25,000	25,000
VJCCCA	30,076	30,076
CVWP	79,111	81,554
Page County Water Quality	2,500	2,500
Airport Hangars	91,000	91,000
Total Revenue	\$65,433,662	\$67,458,233

Expenditure Estimates	Adopted Expenditure Budget Year Ending June 30, 2019	Proposed Expenditure Budget Year Ending June 30, 2020
General Fund	\$18,668,291	\$19,664,754
VPA	2,669,300	2,752,700
Children's Services	2,551,531	2,552,410
Capital Improvement	203,630	376,728
School Operating	39,041,779	39,963,611
School Cafeteria	1,816,426	1,917,900
School Contingency	255,018	0
Parks and Recreation	25,000	25,000
VJCCCA	30,076	30,076
CVWP	79,111	81,554
Page County Water Quality	2,500	2,500
Airport Hangars	91,000	91,000
Total Expenditures	\$65,433,662	\$67,458,233

Chairman Phenix opened the public hearing on the FY 2019-2020 Budget at 8:15 p.m.

Mrs. Moler read the budget advertisement and said this includes the \$0.03 increase on the real estate tax rate, which has been divided between the County and the Schools.

Supervisor Vaughan asked about the \$900,000 increase in the school operating budget. Dr. Wendy Gonzalez, School Superintendent, said that it reflects their compensations increase of \$600,000 that they received from the state in addition to the \$303,000 they estimated to receive from local funding. Supervisor Vaughan asked Dr. Gonzalez what is

budgeted on an annual basis for preventative maintenance. Dr. Gonzalez said around \$3.6 million, which encompasses a lot of things other than just facilities maintenance. Supervisor Vaughan asked what is in the plan for Page County High School's water issue that exists at the facility. Dr. Gonzalez said it was out for an RFP and all bids came back high, so it was tabled for now, but they are revamping the RFP to send it back out. Supervisor Vaughan asked what the total savings has been with the Johnson Control Program. Michelle Mines, School's Director of Finance, said they just reported at the last School Board meeting a savings of \$9,000. Chairman Phenix asked what the original investment was to Johnson Controls. Mrs. Mines said \$700,000 and they are still paying for equipment but once it is paid off the savings should increase. Mrs. Gonzalez invited the Board of Supervisors to attend the School Board meetings to maintain transparency between the Boards.

There were no speakers during the public hearing. Chairman Phenix closed the public hearing on the FY2019-2020 budget at 8:18 p.m.

2020 Census Presentation & Proclamation:

George Millsaps, Partnership Specialist with the United States Census Bureau, said the US Census is mandated by the Federal Government. It is used as a tool to apportion seats in the U.S. House of Representatives, conduct redistricting at the federal, state, and local levels, and distribute over \$675 billion in federal dollars to state and local governments. He said Page County was up 11% in mail in participation from the 2000 to 2010 census. Local organizations/governments can collaborate with the U.S. Census Bureau with operation and promotional support. A Complete Count Committee (elected officials, community groups, faith based, social service, health, business, etc.) should be formed, which will represent a broad range of community interests, and will play a major role in conducting a census outreach and promotion activities for its community and its members.

Motion: Supervisor Guzy moved that the Page County Board of Supervisors adopt the Proclamation for the 2020 Census. Supervisor Wiatrowski seconded and the motion carried by a vote of 6-0. Aye: Stroupe, Foltz, Vaughan, Phenix, Guzy, Wiatrowski. Nay: None.

#2019-03
PROCLAMATION
PAGE COUNTY, VIRGINIA
2020 CENSUS

WHEREAS, every ten years, Article 1, Section 2 of the United States Constitution mandates a count of all the people living in the United States and its territories; and

WHEREAS, the 2020 Census will address every household in the nation with a simple questionnaire with the goal of counting everyone once, only once, and in the right place; and

WHEREAS, data obtained by the survey will be used to help determine how approximately \$675 billion will be distributed from the federal government to state, local and tribal governments annually; and

WHEREAS, up to \$2,000 of federal funding will be lost for each person not counted; as well as upwards of \$20,000 of federal funding lost every ten years; and

WHEREAS, a complete count requires that we bring together leaders from all communities of the Commonwealth, so that every Virginian regardless of racial, social, or economic background is counted; and

WHEREAS, Governor Ralph S. Northam has established the Virginia Complete Count Commission, which is comprised of 40 members to collaborate with community partners and local Complete Count Committees to ensure an accurate 2020 Census count.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Page, Virginia, urges all local governments and citizens to fully prepare for and participate in planning for the 2020 Census.

This Resolution was adopted by the Page County Board of Supervisors this 7th day of May, 2019.

Resolution – Hazard Mitigation Plan:

John Crockett, Northern Shenandoah Valley Regional Commission, said they have come together with all the counties in the region to form the hazards mitigation plan. Page County is the last county in the region to adopt. This plan aims to lessen the impact of natural disasters and communicate priorities to potential sources of funding. The resolution needs to be adopted in order to apply for grant funding.

Motion: Supervisor Guzy moved that the Page County Board of Supervisors adopt the Resolution Adopting a Natural Hazards Mitigation Plan for Page County. Supervisor Vaughan seconded and the motion carried by a vote of 6-0. Aye: Foltz, Vaughan, Phenix, Guzy, Wiatrowski, Stroupe. Nay: None.

**#2019-04
RESOLUTION
ADOPTING A NATURAL HAZARDS MITIGATION PLAN
FOR PAGE COUNTY, VA**

WHEREAS, the Disaster Mitigation Act of 2000, as amended, requires that local governments develop and adopt natural hazard mitigation plans in order to receive certain federal assistance, and

WHEREAS, a Hazard Mitigation Plan Update Steering Committee comprised of representatives from Clarke County, Frederick County, Page County, Shenandoah

County, Warren County, the City of Winchester, was convened in order to study the Northern Shenandoah Valley's risks from and vulnerabilities to natural hazards, and to make recommendations on mitigating the effects of such hazards on the Northern Shenandoah Valley; and

WHEREAS, a steering committee comprised of experienced emergency management and hazard response professionals worked with the commission staff to develop a comprehensive natural hazard mitigation plan for the Northern Shenandoah Valley; and

WHEREAS, the efforts of the steering committee members and the Northern Shenandoah Valley Regional Commission, in consultation with members of the public, private and non-profit sectors, have resulted in the development of a Hazard Mitigation Plan for the Northern Shenandoah Valley including Page County.

NOW, THEREFORE, BE IT RESOLVED Page County that the Hazard Mitigation Plan dated 2018 is hereby approved and adopted for Page County. A copy of the plan is attached to this Resolution.

Adopted by the Page County Board of Supervisors this 7th day of May, 2019.

Radio System Discussion:

Patty Holtschneider, Vice President of Strategic Sales for Motorola, provided the Board with a packet of information concerning their proposal for a new radio system. She said back December 2018, the Board awarded Motorola the contract for the radio system and to enter into negotiations. They were the best value and lowest cost. After discussions with Mr. Helm, Esquire, Miller, Earle & Shanks, and Mrs. Moler, there was some confusion on Motorola's part because the system that they proposed was sharing a master site with Shenandoah County. They had approval from Jason Malloy from Shenandoah County, but he left employment and did not share that he had approved Page County sharing a core. The reason for sharing a core is to save money. She said that Greene County is getting ready to enter into a contract with Motorola and they would be willing to work with Page County on sharing a core. However, because of the confusion, Motorola has decided to give Page County a core, at no cost. Additionally, she said the County is looking to save money on the maintenance of the core. As long as the County stays current with the technology, the system stays current. They have decided to pickup the maintenance for the 20 years that the County will not have to pay the maintenance on the core. She indicated that their proposal also includes radios for every school principal's office for use during an emergency. The pricing for the proposal has been extended through June 2019. They would like to meet with the County to negotiate the contract.

Economic Development Update:

Liz Lewis, Economic Development/Tourism Coordinator, gave the Board an update on economic development and tourism activities. She presented the new Page County brand: "Get Side Tracked in Page County". She said branding is critical to our growth and the overall impact of a consistent brand will make us unified. It also makes a memorable impression on our audience. She then reviewed ways to market the brand.

Ms. Lewis spoke on the importance of tourism marketing. For the County to continue to grow tourism as a viable industry, it should be managed by a dedicated department with the experience and time to further develop the brand and leverage the marketing dollars already being spent by local attractions and supporting businesses. Tourism in the County is a \$69 million industry. Regarding economic development, she said she is working on building a year-round economy that reduces economic seasonality by developing an offseason tourism product that will position Page County as a four-season destination. She indicated that she has partnered with Warren and Rockingham Counties, Shenandoah National Park, Massanutten Resort, Luray Caverns, AT, and Mountain Trail Outfitters to work on an outdoor recreation vision. She said she is still working on the bike park in Stanley and students from Virginia Tech are working on the design of the facility. She has also submitted a Commission for the Arts grant to help support and stretch the art season into the shoulder months, is working on a Farmers Market and a Tourism Zone. Another strategic goal she is working on is to create a sustainable entrepreneur ecosystem. She said she is leading the industrial hemp conversation in the region. She is working with the planning district on technical assistance grants to help us understand and create a supply chain for the crop. Mrs. Lewis mentioned that she organized a meeting with community need groups and nonprofits to understand the struggles and issues throughout the community like housing, transportation, recovery, workforce and work together on a plan. Lastly, she said she has drafted connectivity survey to be included in the tax bills to citizens for them to participate in concerning internet connectivity in the County.

(Clerks Note: Supervisor Wiatrowski left the meeting at 9:34 p.m.)

Closed Session:

Motion: Supervisor Vaughan 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 actual litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body, pursuant to the consultation with legal counsel exemption at Section 2.2-3711(A)(7) of the code of Virginia. Supervisor Stroupe seconded and the motion carried with a vote of 5-0. Aye: Vaughan, Phenix, Guzy, Stroupe, Foltz. Nay: None. Absent: Wiatrowski.

Motion: Supervisor Foltz moved the closed meeting be adjourned and the Page County Board of Supervisors reconvene in open session. Supervisor Vaughan seconded and the motion carried by a vote of 5-0. Aye: Phenix, Guzy, Stroupe, Foltz, Vaughan. Nay: None. Absent: Wiatrowski.

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.

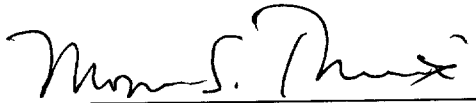
Recorded Roll Call Vote:

Board of Supervisors
Minutes - May 7, 2019

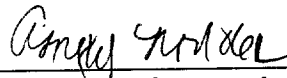
	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
D. Keith Guzy, Jr.	X			
David Wiatrowski			X	
Mark Stroupe	X			
Larry Foltz	X			
Jeff Vaughan	X			
Morgan Phenix	X			

Adjourn: 10:03 p.m.

With no further business, Chairman Phenix adjourned the meeting.



Morgan Phenix, Chairman



Amity Moler, County Administrator