OCTOBER 10, 2012

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 10th day of October, 2012, at 2:00 p.m.

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

Call to Order

At 2:00 p.m., the Chairman called the meeting to order. Six Board members were present at the start of the meeting - Mr. Wade arrived at 4:10 p.m.

Invocation

Mr. Davis gave the invocation and asked those present to remember State Trooper, Andrew Fox, and to keep his family in their prayers and to keep us mindful during October as it is breast cancer awareness month.

Pledge of Allegiance

Mr. Peterson led the Pledge of Allegiance.

Approval of Board of Supervisors' Minutes – September 26, 2012

The Chairman asked if there were any additions or corrections to the minutes from September 26, 2012. Hearing none, entertained a motion.

Mr. Hazzard made a motion to approve the minutes from September 26, 2012, seconded by Mrs. Kelly-Wiecek.

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

Motion Approved.

Consideration of Amendments to the Agenda

The Chairman asked if there were any agenda amendments.

Mr. Peterson moved that the agenda be amended to add Closed Session - Item XVI A. Section 2.2-3711(A)(1) of the Code of Virginia – for the discussion of personnel matters related to the Office of Economic Development, seconded by Mr. Stanley.

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

Motion Approved.

Citizens' Time

The Chairman opened Citizens' Time and asked if anyone 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 this meeting. Seeing no one come forward, the Chairman closed Citizens' Time.

Consent Agenda

Mr. Peterson reviewed staff has placed a revised Rabies Clinic Schedule for Item IV. C. Adoption of Resolution to Approve County-Wide Rabies Clinics at their place. This removes the Doswell location from consideration. Mr. Harris clarified this was due to the fact that Staff could not secure a veterinarian for that date.

The Chairman asked if there were any items Board Members wished to pull from the consent agenda. Mr. Peterson made a motion to approve the consent agenda, with the exception of the items to be considered removed, seconded by Mr. Davis.

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

Consent Agenda Approved.

Adoption of Resolution - FY 14 Revenue Sharing Program Application (Ashland and Beaverdam Magisterial Districts)

On motion of Mr. Peterson, seconded by Mr. Davis, the Board adopted the resolution "FY 14 Revenue Sharing Program Application – Route 54/Woodside Lane turn Lanes"

RESOLUTION
FY 14 REVENUE SHARING PROGRAM APPLICATION
ROUTE 54/WOODSIDE LANE TURN LANES

WHEREAS, the Virginia Department of Transportation's Revenue Sharing Program provides funding for the construction, maintenance or improvement of Primary and Secondary roads and eligible additions to the state highway system; and

WHEREAS, the County of Hanover intends to submit an application for an allocation of $750,000 through the Virginia Department of Transportation FY 14 Revenue Sharing Program; and

WHEREAS, $750,000 of these funds are requested to fund the construction of turn lanes at the Route 54/Woodside Lane intersection.

NOW, THEREFORE BE IT RESOLVED that the Hanover County Board of Supervisors hereby support the application for an allocation of $750,000 through the Virginia Department of Transportation's Revenue Sharing Program for the construction of turn lanes at the Route 54/Woodside Lane intersection; and,

BE IT FURTHER RESOLVED that the Hanover County Board of Supervisors hereby grants authority to the County Administrator or designee to execute project administration agreements for any approved revenue sharing projects.

The members of the Board of Supervisors voted to approve this Resolution as follows:

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

Resolution Adopted.

Appropriations – Public Works - $1,648,500 – Creighton Road/Cold Harbor Road Intersection and Authorization to Execute VDOT Project Administration Agreement (Cold Harbor Magisterial District)

On a motion by Mr. Peterson, seconded by Mr. Davis, the Board approved the appropriation in the amount of $1,648,500 and authorized the County Administrator to execute the agreement and take all other necessary actions for the County's administration of the project.

COUNTY OF HANOVER, VIRGINIA
Budget Transfer Detail

Department: Public Works

Capital Improvements Fund:

Expenditures	
Addition to Expenditures:	
Public Works Capital Improvements	
Creighton Rd/Cold Harbor Rd Intersection	$ 1,648,500
Total Additions to Expenditures	$ 1,648,500
Net Change to Expenditures	**$ 1,648,500**

Revenues	
Addition to Revenues:	
State Categorical Aid	
Secondary	$ 59,600
CMAQ	$ 1,588,900
Total Additions to Revenues	$ 1,648,500
Net Change to Revenues	**$ 1,648,500**
Net Change to Fund	**$ 1,648,500**

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

Appropriations –Public Works - $339,500 – Pole Green Road/Walnut Grove Road Intersection and Authorization to Execute VDOT Project Administration Agreement (Henry Magisterial District)

On a motion by Mr. Peterson, seconded by Mr. Davis, the Board approved the appropriation in the amount of $339,500 and authorized the County Administrator to execute the agreement and take all other necessary actions for the County's administration of the project.

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

COUNTY OF HANOVER, VIRGINIA
Budget Transfer Detail

Department: Public Works

Capital Improvements Fund:

Expenditures		
Addition to Expenditures:		
Public Works Capital Improvements		
Pole Green Rd/Walnut Grove Rd Intersection	$	339,500
Total Additions to Expenditures	$	339,500
Net Change to Expenditures	**$**	**339,500**
Revenues		
Addition to Revenues:		
State Categorical Aid		
Secondary	$	163,500
CMAQ	$	176,000
Total Additions to Revenues	$	339,500
Net Change to Revenues	**$**	**339,500**
Net Change to Fund	**$**	**339,500**

OCTOBER 10, 2012

Appropriations –Public Works - $1,937,000 – U.S. Route 1/Cedar Lane Intersection and Authorization to Execute VDOT Project Administration Agreement (South Anna Magisterial District)

On a motion by Mr. Peterson, seconded by Mr. Davis, the Board approved the appropriation in the amount of $1,937,000 and authorized the County Administrator to execute agreements and take all other necessary actions to allow for the County's administration of the project.

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

COUNTY OF HANOVER, VIRGINIA
Budget Transfer Detail

Department: Public Works

Capital Improvements Fund:

Expenditures	
Addition to Expenditures:	
Public Works Capital Improvements	
Cedar Lane/U.S. Route 1	$ 6,437,000
Total Additions to Expenditures	$ 6,437,000
Reduction to Expenditures:	
Public Works Capital Improvements	
Roadway Improvements (PY Proffers)	$ (300,000)
Roadway Improvements (PY General Fund)	$ (1,200,000)
Roadway Improvements (PY State)	$ (3,000,000)
Total Reduction to Expenditures	$ (4,500,000)
Net Change to Expenditures	**$ 1,937,000**
Revenues	
Addition to Revenues:	
State Categorical Aid	
Secondary	$ 1,437,000

RSTP	$ 500,000
Total Additions to Revenues	$ 1,937,000
Net Change to Revenues	**$ 1,937,000**
Net Change to Fund	**$ 1,937,000**

Appropriations –Public Works - $64,000 – Pole Green Road/Rural Point Road Intersection and Authorization to Execute VDOT Project Administration Agreement (Henry Magisterial District)

On a motion by Mr. Peterson, seconded by Mr. Davis, the Board approved the appropriation in the amount of $64,000 and authorized the County Administrator to execute the agreement and take all other necessary actions for the County's administration of the project.

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

COUNTY OF HANOVER, VIRGINIA
Budget Transfer Detail

Department: Public Works

Capital Improvements Fund:

Expenditures	
Addition to Expenditures:	
Public Works Capital Improvements	
Pole Green Rd/Rural Point Rd Intersection	$ 64,000
Total Additions to Expenditures	$ 64,000
Net Change to Expenditures	**$ 64,000**

Revenues
Addition to Revenues:
State Categorical Aid

Secondary	$	(31,000)
CMAQ	$	95,000
Total Additions to Revenues	$	64,000
Net Change to Revenues	**$**	**64,000**
Net Change to Fund	**$**	**64,000**

Adoption of Resolution to Approve County-Wide Rabies Clinics

On motion of Mr. Peterson, seconded by Mr. Davis, the board adopted the resolution authorizing county-wide rabies clinics to be conducted during County fiscal year 2012-2013

RESOLUTION
COUNTY-WIDE RABIES CLINIC

WHEREAS animals who have been infected by rabies continue to pose a serious and fatal threat to Hanover County residents and their pets;

WHEREAS 10 incidents of rabies have been confirmed in Hanover County thus far this year and 200 positive cases of rabies have been diagnosed in Hanover County in the last ten years;

WHEREAS animal bites are the number two (2) health problem in the country today;

WHEREAS there were 392 separate animal bites reported to Animal Control in Hanover County alone in 2012 and over 193 so far this year;

WHEREAS rabies is fatal to humans if untreated;

WHEREAS the best way to prevent the spread of rabies to humans is by keeping pets properly vaccinated;

WHEREAS the number of resident veterinarians is inadequate to meet the need to vaccinate the pet population in Hanover County against rabies; and

WHEREAS Virginia Code Section 3.2-6521B authorizes the Board of Supervisors to approve conducting rabies clinics in the County at least once per year.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors approves county-wide rabies clinics to be conducted on the following dates, and additional dates if found to be necessary, by the County's Chief Animal Control Officer to meet the needs of vaccinating the pets of Hanover County residents against rabies during County fiscal year 2012-2013:

HANOVER COUNTY ANIMAL CONTROL
RABIES PREVENTION CLINIC SCHEDULE

DAY	TIME	LOCATION
December 8th, 2012	9 am to 12 noon	Hanover County Administration Building 7516 County Complex Road Hanover, VA 23069
January 19th, 2012	9 am to 12 noon	East Hanover Rescue Squad 8105 Walnut Grove Road Mechanicsville, VA
February 16th, 2013	9 am to 12 noon	Montpelier Cultural Center 17205 Mountain Road Montpelier, VA

The members of the Board of Supervisors voted to approve this Resolution as follows:

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

Resolution Adopted.

Appointments (removed from consent agenda)

October 10, 2012 Consent Agenda Appointment approved as recommended.

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

COMMITTEE NAME	NON-DISTRICT APPT	DISTRICT	FIRST NAME	LAST NAME	TERM LENGTH	EXPIRATION	# OF MTGS HELD IN LAST 12 MOS	# OF MTGS ATTENDED IN LAST 12 MOS	Board Recommendations
Pamunkey Regional Library Board	*	N/A	Colleen	Hewitt	4 years	6/30/2013 (Resigned effective 6/30/12)	N/A	N/A	Mr. Via recommends Ms. Lisa S. Newman to fill the unexpired term

Presentations –

VACo 2012 Award – Sheriff's Office – Motorist Assistance Program, Mr. Jim Campbell, Executive Director, Virginia Association of Counties

Colonel Hines came forward to receive the award. Colonel Hines addressed the Board, thanked the men and women of Sheriff's Office and all agencies for their partnership especially the partnership with the community.

Presentation - 2012 National Safety Council's Industry Leader Award – Emergency Communications

Greg Smithson came forward to introduce this request along with Emergency Communications, and Ms. Corina Nuckols, Safety Officer, Mr. Via.

Update Smart Beginnings Early Childhood Initiative

OCTOBER 10, 2012

Ms. Joan Marable, Marketing & Engagement Director, Early Childhood Development & Smart Beginnings and Jacqueline Hale, Director of Community Mobilization/Smart Beginnings, United Way of Greater Richmond & Petersburg, Pat Jones, General Mgr, KD, Introduced other partners.

Board Sheet Background: United Way of Greater Richmond & Petersburg shared impacts and efforts in Hanover and the region related to the Smart Beginnings early childhood initiative.

No questions from the Board. Chairman thanked Smart Beginnings for all they do for the children of the region.

Transportation -

A. **Road Project Status Report** – Mr. Joe Vidunas
Board Sheet Background: Joe Vidunas, the Public Works Transportation Engineer, has updated the Road Project Status Report (on file with board's records) for the past quarter and will be prepared to address the Board of Supervisors regarding the status of all County road projects.

Project Status
July - September 2012

Pg. #	Project	Phase	Ad Date	Comments
1	**Creighton Rd Bridge (93096)** **Superstructure Replacement**	**Construction**	**Mar. '12**	**Dec. '12 completion date**
2	Unpaved Roads	Construction	Jun. '12	COMPLETE Mabelton Rd., Ge
3	Shoulder Wedge (17862) Creighton Rd.	Advertisement	Sept. '12	Bids due Oct. 24
4	U.S. Rt 33 / Rt 54 Intn. (18948) Realign intersection	Pre-Advertisement	Oct. '12	Utility relocation underway
5	U.S. Rt. 360 (17959) Bridge replacement over Chickahominy River	Pre-Advertisement	Dec.'12	Utility relocation underway.
6	Pole Green Rd./ Rural Point Rd. Intn. (97686) authorized in Jun. Add turn lane & safety improvements	Right-of-Way	Nov. '12	RIW acquisition
7	U.S. Rt 360 & Elm Dr. (100565) Safety improvement	Design	Jan. '13	Schedule revision pending complicated utility issues and probably a year out or
8	Georgetown Rd. Bridge & Approaches (51261) Replace bridge over Crump Creek	Right-of-Way	Jun. '13	RIW acquisition on-goin
9	Sliding Hill Rd./ Air Park Rd. Intn. (71354)	Design	Sept. '13	"Willingness" period ends

	Add left-turn lane			Some to donate right of
10	Pole Green Rd./ Walnut Grove Rd. Intn. (97685) Add turn lanes & safety improvements	Design	Sept. '13	RIW plans being finalized
11	Atlee Rd./ Rt 301 Intn.(77121) Add dual left & right turn lanes on Atlee Rd.	Pre-Right-of-Way	Jul. '13	RIW authorization pending
12	Greenwood Rd. Bridge & Approaches (82399) Replace bridge over Chickahominy River	Design	Jan.'14	Design activities on-going
13	Atlee Rd.Extension (98236) Extend Atlee Rd. 0.4 Mi. to Atlee Station Rd.	Design	Feb.'14	Public Hearing held Aug. 28
14	Creighton Rd./ Cold Harbor Rd.Intn.(81667) Widen intersection - add turn lanes	Design	Aug.'14	RIW plans being finalized
15	U.S. Rt 360 (1-295 to Wynbrook Ln.) (17768) Widen to 8 & 6 lanes	Right-of-Way	Sept. '14	RIW acquisition on-going
16	U.S. Rt. 360 (Bell Creek Rd. Intn.) (18962) Realign intn. & add turn lanes	Right-of-Way	Sept. '14	RIW acquisition on-going
17	Taylorsville Rd. Bridge & Approaches (82378) Bridge over Little River	Design	Aug. '14	Schedule revision pending
18	Lewistown Rd. Bridge & Approaches (90347) Replace & widen bridge over 1-95	Design	Dec. '14	Public Hearing scheduled
19	U.S. Rt. 33/ Ashland Rd. Intersection (56181) Widen intn. - add turn lanes	Design	Aug.'16	Design activities on-going
Pg. #	**Project**	**Phase**		
20	**Shoulder Wedge (T11905)** **Ashland Rd. (Ashcake Rd. to Pouncey Tract Rd.)**	**Pre-Design**	TBD pending	PE authorization
21	Cedar Ln./ U.S.Route 1 Intn. (103014) Realign Cedar Ln. & add turn lanes	Pre-Design	TBD	PE authorization pending
22	E. Patrick Henry Rd./Woodside Ln.Intn.(103498) Add turn lanes	Pre-Design	TBD	Revenue Sharing application
23	U.S.Rt. 360 (Lee Davis Rd.Intn.) (13551) Widen intn. - add turn lanes	Design	TBD	On-hold pending execution of project administration agreements
24	U.S. Rt. 360 (Lee Davis Rd.to Wal. Gr. Rd.) (18963) Widen to 6 lanes	Design	TBD	On-hold - insufficient funding

Mr. Stanley stated the unpaved roads contractor did a great job and citizens are pleased – thanked VDOT staff. Rt 33 and Rt 54 would like a drawing of what will actually happen as the businesses there are very concerned. Please give him something concrete on what will occur.

Mrs. Kelly-Wiecek advised the appeal for Atlee Road and 301 was accepted by VDOT and will do work for the businesses there – corner location. Gave VDOT credit and County Staff.

Mr. Hazzard commended Mr. Marshall Winn and his Staff on the paving just done overlayment is great and everyone seems to be happy.

Mr. Peterson recognized VDOT and especially Mr. Vidunas for his hard work and leadership with the County and Region with MPO and CTAC. Mr. Peterson then pointed out as Chair of the Roads Committee Hanover has a transportation policy that has been in place and is being reviewed now and expect to bring it back to the Board for an update the end of this year or next year.

Update on Highway Matters – Mr. Cade, VDOT

Board Sheet Background: Mike Cade, the VDOT Ashland Residency Administrator, will be available to address the Board concerning highway related matters. The report (on file with Board's records) summarizes recent VDOT maintenance and other activities in the county.

Mr. Mike Cade, VDOT, came forward to review this item.

Mr. Cade noted the need for the eastern portion between Route 301 to the line of New Kent/Henrico County line and one of the things he did to improve maintenance in that area was to increase the number of folks that are working there and moved Elko Area Headquarters which manages a small portion of Henrico as well as a portion of New Kent and Charles City over the Mechanicsville area from 360 down to the New Kent area to help out and reduced the size of the Mechanicsville area headquarters from 301 to 360. Seeing results in that area of improved maintenance. Appreciate the help of Mr. Vidunas as well. There have been questions from the Board related to how we choose paved roads. Explanation of a vehicle that travels, inspects and provides report with rating. A copy of the report was given to each Board Member with the locations for the following year. LBR/NDR Ratings.

Mr. Via asked if this is done by sight or machine. Mr. Cade machine runs over it with multiple cameras and the computer then take the information and rates.

Mr. Hazzard is there a scale on how you determine the number. Mr. Cade – last page of report has a scale.

Secondary roads superintendents check those roads and provide a list at the end of the year. Maintenance operations manager also checks and see if they agree. Based on $ set rating and resurface based on what we can afford. Mr. Via - how do you determine type of seal? Mr. Cade based on traffic count.

Mr. Stanley has received several calls from Gum Tree, 738 and Old Ridge. 738 tar and gravel them in Caroline. How come Caroline gets a better road? Mr. Cade –Not sure what methodology they used in Fredericksburg. Mr. Cade explained to rehabilitate single lane mile of interstate $1M per mile. 1 mile of three length road $3M. Mr. Stanley thanked VDOT for the change in the stop sign in Village of Beaverdam. The other item with Green Bay and Beaverdam 738/658 roads continually get calls and now have a petition because a young person almost had a serious accident and state trooper ran through also. Sight distance is terrible to the right and something needs to be done. Please provide an update so Mr. Stanley can get back to the citizens. Mr. Cade would need to work with citizens to remove trees or cut hill down and will require approval from citizens in those areas not sure about utilities. Mr. Stanley would be glad to work with citizens Mr. Cade advised he will look into it again. Mr. Hazzard thanked Mr. Winn for handling the bus driver request on Cedar Lane to Ashland Road there was a sign there that told the route number that was in the line of vision interfering – thanked Mr. Cade as it was taken care of the next day. Chairman thanked Mr. Cade and VDOT Staff.

2:59 p.m. - Mr. Peterson left. 3:01 – Mr. Peterson returned.

Randolph-Macon College – Robert R. Lindgren, President

Board Sheet Background: Robert R. Lindgren, President, will brief the Board on recent activities of Randolph Macon College (RMC) which is a national Residential Liberal Arts College of high quality that resides in Hanover County.

President Lindgren, mentioned the fire that destroyed a fraternity house with no injuries.

Commended Fire / EMT personnel that responded and the excellent job they did.

Rainwater harvesting project for Andrews Hall earned first lead gold certification on campus.

Appreciate relationship RMC has with the County.

Mrs. Kelly-Wiecek – how many students receive financial aid. All students now at some level. We try to mitigate as much as we can and advised the facilities are coming because of alumni support and not paying out of tuition from students.

A Report from the Old Courthouse Area Advisory Committee - Progress Review of Improvements to the Old Courthouse Historic District Over the Last Decade, and Recommendation for Nomination to APA's Great Places in America - Public Spaces (Beaverdam Magisterial District) – Mr. David Maloney, Acting Director of Planning

Board Sheet Background: The Old Courthouse Area Advisory Committee was reestablished in January, 2002. The Committee wishes to present some highlights of its activities over the last decade, including the improvements that have been completed to the Courthouse, the Old Jail and the Old Courthouse Square.

Since completion of the historic structures report on the Old Courthouse, Jail and grounds, the Courthouse Committee has provided the County with recommendations as to the needed improvements for those assets. With funding from the County to pay for improvements or use as matching grant funds, grant funds received from the Certified Local Government program, and the Transportation Enhancement program, many of the recommendations of the Committee have been carried out. The most prominent include the grounds improvements the Board saw on September 12, 2012, which have improved the public's access to the site as well as its safety and appearance. Other improvements to the Square include replacement of the tile ceiling in the Old Courthouse, repair to the brick and repointing of the mortar on the Old Courthouse, painting of the trim on the Old Courthouse and Jail, and shingle repair and cornice replacement on the old Jail.

With these improvements completed, the Planning Department would like to apply for the honorary designation as an American Planning Association (APA) Great Places in America: Great Public Space. Characteristics of a great public space include it serving as a gathering spot, as part of a neighborhood, downtown, special district or other area within the public realm that helps promote

social interaction and a sense of community. Given the APA's description of the desired characteristics, staff believes a case can be made that Hanover Courthouse is a great public space. It has been in continual use since the government complex was established here, and has continually been given the care it needs to remain a community asset historically as well as socially.

3:16:34 PM Rives left

3:21:38 PM Rives returned.

Mr. Maloney reviewed

- 2011 – CLG grant application for brick and mortar repair was completed using general fund moneys for the required match
  - Grant was awarded by DHR in June
- 2012 - staff procured the services of APS Architectural Preservation Services, LLC, to perform and oversee the project
  - Work was completed in April 2012
  - Copies of a final architectural report was provided to the Pamunkey Regional Library to serve as reference materials
  - With the help of Atlee High School, a documentary was filmed which explained the how brick and mortar repairs were completed
    - This educational film has been posted on the County's YouTube site and will soon be provided a link from the Planning Department's Historic Resources webpage:

http://www.youtube.com/watch?v=Djcix9lKXRs&feature=relmfu

Mr. Maloney recognized Claudia Cheely and Dave Butler for all their work as driving forces on the projects.

Mr. Stanley made a Motion to authorize preparation and submission of an APA Great Places in America – Public Spaces Nomination, seconded by Mrs. Kelly-Wiecek.

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

Motion Approved.

Mr. Maloney two parts to the application process nomination info will come spring of 2013.

Presentation – Community Development Annual Report – Fiscal Year 2012 – Mr. Maloney

Board Sheet Background: The purpose of the attached Community Development Annual Report is to highlight community development trends during fiscal year 2012. 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 parks and recreation activities.

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. The report continues to show that some of the declining growth trends reported in previous years as they relate to population growth, housing and commercial development are stabilizing, but trends remain below historic levels. Residential development meets the desired 70/30 suburban/rural split for new housing. In spite the trends outlined in the annual report, the data only reflects a snapshot of the County at a given point in time.

A copy of the report is on file with the Board's papers.

3:27:59 PM Mr. Davis left the meeting. 3:28 p.m. – Mr. Davis returned.

3:43:10 PM Mr. Davis pg 13 commercial development 2011 report 4-5 major projects were churches. Good report. Airplanes which left and we were looking at this by dollar and should look at this by fuel prices.

Mr. Harris some of the prior years FY09-10 and 11 on aircraft. The economy was the reason we have the numbers you see as some planes were in foreclosure and FBO was part of an assisted group to transition from those who could not pay to those owners who could and may affect the numbers somewhat.

Mr. Peterson pg 11 existing houses sold in lower cost homes does that reflect foreclosures. Mr. Maloney may be foreclosures as it is all transactions including foreclosures. Through one mechanism or another we are providing a broad prospective of housing.

Economic Development Annual Report – Mr. Gaskin, Director of Economic Development

Board Sheet Background: The Department of Economic Development will present its annual report, including an update on the Business First – Hanover program, as part of its departmental update. The update will include a review of the economic development metrics as well as highlights of the Department's activities for FY 2012.
Copies of the Annual Report and the Business First – Hanover Report were distributed to the Board with their agenda packet.

Strategy I: Increase Jobs In Targeted Industries
Strategy II: New Capital Investment
Strategy III: Increase Available Commercial Property
Strategy IV: Increase The Average Wage
Department Metrics: Being Effective

Mr. Davis new prospects – Mr. Gaskin the increase in prospect visits were a pleasant surprise and shows that Hanover is being considered for new investment. It will take time to move the ratio.

Mr. Davis 35% Strategy III Increase Available Commercial Property. Mr. Gaskin we have opportunities to build modern product, appealing product and we can make massive improvements starting from such a low base and should be exciting.

Mrs. Kelly-Wiecek Strategy IV Increase in Average Wage. Mrs. Kelly-Wiecek 59% of homes in 200,000 – 400,000 range and looking at the Hanover wage of $37,848. Mr. Gaskin may

be long term fracture lines between income/housing. Mr. Harris location to down town and location to Innsbrook places where office market is strong so people can have Hanover lifestyle with a reasonable community to those locations. Mrs. Kelly-Wiecek and Mr. Gaskin hopefully will bring those higher paying jobs closer and fight against being a bedroom community.

Approval of Residential Care Facility Revenue Bonds - Covenant Woods 2012 – Mr. Gaskin

Board Sheet Background: The Economic Development Authority of Hanover County (the "Authority") met on October 2, 2012 and has accepted the application of Covenant Woods (the "Corporation"), to issue its revenue bonds (the "Bonds") to (1) refund the Authority's Residential Care Facility Refunding Revenue Bond (Covenant Woods), Series 2010 (the "Series 2010 Bond"), issued to refinance costs of construction of the corporation's facility for the residence and care of the aged in Hanover County (the "Facility"), (2) finance the Project (described below), (3) pay the costs of issuance of the Bonds, (4) pay the interest on a portion of the Bonds for the period of construction and acquisition of the Project and for up to one year thereafter, and (5) finance a debt service reserve fund for the benefit of the holders of the Bonds.

The Project will include a three story building containing 84 independent living apartments and underground parking, community living space, and indoor and outdoor dining facilities; 22 independent living cottages with garages; renovations to the existing Facility, including expansion of the current dining and bistro area and the addition of a library, exercise area and salon; and the acquisition and installation of routine capital improvements and other capital expenditures for the existing Facility.

The Authority approved the attached Inducement Resolution relating to the issuance of the Bonds for the Corporation after a public hearing at its meeting on October 2, 2012. The Authority recommends and requests the Board of Supervisors approve of the issuance of the Bonds by the Authority. The proposed Bonds will be obligations issued by the Authority and will ***not*** *constitute a debt obligation or a moral obligation of the County. They will be payable from and secured solely by revenues received by the Authority under a proposed loan agreement with the Corporation.*

4:09:44 PM Mrs. Kelly-Wiecek left the meeting.

Mr. Gaskin reviewed this request.

4:10:36 PM Mr. Wade arrived.

4:11 p.m. Mrs. Kelly-Wiecek returned.

Mr. Peterson made comments in support as Covenant Woods is one of the most active retirement communities he has ever seen.

Mr. Peterson made a motion to Approve the issuance of Residential Care Facility Revenue Bonds by the Economic Development Authority of Hanover County for the benefit of the Corporation as required by state and federal law before they can be issued, seconded by Mr. Hazzard.

RESOLUTION OF THE BOARD OF SUPERVISORS OF HANOVER COUNTY, VIRGINIA, APPROVING THE ISSUANCE OF BONDS BY THE ECONOMIC DEVELOPMENT AUTHORITY OF HANOVER COUNTY FOR COVENANT WOODS

WHEREAS, Covenant Woods, a not-for-profit Virginia nonstock corporation (the "Corporation"), owns and operates a residential and health care facility for the aged (the "Facility") in Hanover County, Virginia;

WHEREAS, the Economic Development Authority of Hanover County (the "Authority") has considered the application of the Corporation requesting the issuance by the Authority of its revenue bonds, in one or more series, in an amount currently estimated not to exceed $115,000,000 (the "Bonds"), to (1) refund the Authority's Residential Care Facility Refunding Revenue Bond (Covenant Woods), Series 2010 (the "2010 Bond"), issued to refinance costs of construction of the Facility, (2) finance a major addition to the Facility, described in Exhibit A hereto (the "Project"), (3) pay costs of issuance of such Bonds, (4) pay the interest on all or a portion of the Bonds for the period of construction and acquisition of the Project and for up to one year thereafter, and (5) finance a debt service reserve fund for the benefit of the holders of all or a portion of the Bonds;

WHEREAS, on October 2, 2012, the Authority held a public hearing on the issuance of the Bonds at which no one spoke in opposition to the Project or the issuance of the Bonds;

WHEREAS, the Authority has requested the Board of Supervisors (the "Board") of Hanover County, Virginia (the "County"), to approve the issuance of the Bonds to comply with Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), and Section 15.2-4906 of the Industrial Development and Revenue Bond Act, as amended (the "Act"); and

WHEREAS, a copy of the Authority's resolution approving the issuance of the Bonds, subject to terms to be agreed upon, a record of the public hearing and a "fiscal impact statement" with respect to the issuance of the Bonds have been filed with the Board;

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

1. The Board hereby approves the issuance of the Bonds by the Authority for the benefit of the Corporation, as required by Section 147(f) of the Code and Section 15.2-4906 of the Act, to permit the Authority to issue bonds for the purposes set forth above.

2. Approval of the issuance of the Bonds, as required by Section 147(f) of the Code and Section 15.2-4906 of the Act, does not constitute an endorsement of the Bonds or the creditworthiness of the Corporation.

3. As required by Section 15.2-4909 of the Act, the Bonds shall provide that neither the County nor the Authority shall be obligated to pay the Bonds or the interest thereon or other costs incident thereto except from the revenues and moneys pledged therefor, and neither the faith and credit nor the taxing power of the Commonwealth of Virginia, the County or the Authority shall be pledged thereto.

4. This Resolution shall take effect immediately upon its adoption.

The members of the Board of Supervisors voted to approve this Resolution as follows:

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

Motion Approved.

4:13:34 PM Brought forward presentation by Mr. Harris since XIII. Not quite ready.

Adoption of Resolution Establishing 2012 Personal Property Tax Relief & Update on Property Tax Relief Programs – Mr. Scott Harris, Commissioner of the Revenue

Board Sheet Background: In 2005 the General Assembly amended the Personal Property Tax Relief Act and limited the relief available for local personal property taxpayers. Beginning in tax year 2006 and each successive year, the County will receive $15,002,000 from the Commonwealth of Virginia for car tax relief. The State will make four payments each year as follows: 5% of allocation by August 15; 75% of allocation by November 15; 10% of allocation by February 15; and 10% by May 15.

In conformance with Ordinance 05-30, which implemented these changes in the Personal Property Tax Relief Act of 1998, the Commissioner of the Revenue, in conjunction with the Finance Department and the Treasurer's office, proposes adoption of the attached resolution. It is recommended that the Hanover County Board of Supervisors establish the percentage of personal property tax relief for 2012 at ***100 percent*** *for qualifying vehicles valued at $1,000 or less and at* ***60 percent*** *for the first $20,000 in value of each qualifying vehicle with a value above $1,000. The Commissioner estimates that these levels of relief will exhaust the funds available from the State for this purpose. In Tax Year 2011 the percentage relief for qualifying vehicles valued at $1,001 or above was 64 percent. The proposed percentage of relief for 2012 allows approximately $45,000 in remaining relief for tax year 2012 billings that are not included in the current 2012 personal property tax roll.*

In addition to the resolution for personal property tax relief, there will be an update on tax relief programs associated with Land Use and Tax Relief for the Elderly and Permanently Disabled.

Mr. Stanley made a motion to approve resolution establishing personal property tax relief percentages for tax year 2012, seconded by Mr. Hazzard.

RESOLUTION
PERSONAL PROPERTY TAX RELIEF

WHEREAS the Board of Supervisors adopted Ordinance 05-30 implementing changes in the Personal Property Tax Relief Act of 1998 enacted by the General Assembly in 2005, and

WHEREAS those changes resulted in a fixed amount of funding for the Personal Property Tax Relief program each year, and

WHEREAS the staff has provided estimates to the Board of rates of relief which will use all of the relief available to the County from the State, for tax year 2012, and

WHEREAS the Board establishes the annual rate or rates of relief on the basis of those estimates.

NOW THEREFORE BE IT RESOLVED by the Hanover County Board of Supervisors that the rate of 100 percent of relief shall be applied to qualifying vehicles valued at $1,000 or less and that the rate of 60% shall be applied to the first $20,000 in value of each vehicle with a value above one thousand dollars. Those rates of relief are estimated to exhaust the state relief available to the County for the tax year 2012, and

BE IT FURTHER RESOLVED that this rate shall be applied to personal property tax bills of qualifying personal use vehicles in accordance with Chapter 22, Article III of the Hanover County Code.

This Resolution shall be effective upon adoption for the tax year 2012.

The members of the Board of Supervisors voted to approve this Resolution as follows:

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

Motion Approved.

Section 58.1 Article 4 of the Code of Virginia allows localities to adopt an ordinance for a "Special Assessment for Land Preservation". It is familiarly referred to as the "Land Use Program".

Land Use Categories:

- **Agriculture** – requires a minimum of 5 acres in production/cultivation
- **Horticulture** – requires a minimum of 5 acres in production of fruits, nuts, berries, vegetables, nursery or floral products
- **Forest** – requires a minimum of 20 acres devoted to tree growth in such quantity as to constitute a forest area
- **Open Space** – requires a minimum of 5 acres devoted to the conservation of land, parks, golf courses or other natural resources
- Land Use program values are determined annually by the State Land Evaluation and Advisory Council (SLEAC).

The State Land Evaluation and Advisory Council (SLEAC) was created in 1973 with the mandate to estimate the use value of eligible land for each jurisdiction participating in the use-value taxation program. The SLEAC contracts annually with:

- Department of Agricultural and Applied Economics at Virginia Tech to develop an objective methodology for estimating the use value of land in agricultural and horticultural uses
- Virginia Department of Forestry for the use value of land in forestry
- Department of Conservation and Recreation for the use value of land in open space.

Of the approximately 3,300 properties enrolled in the Land Use program, there are 1,622 properties with a home on the property.

- 55% of total County acreage in Land Use.
- 7% of all parcels in Land Use

Mr. Hazzard question on $5M how does this compare year to year. Mr. Harris it has varied from 4.9M to 5.9M and has decreased of late even though the number of parcels seems to be in there because of the fluctuation in the value that the organization places on the value. Actually the value of land use has gone up slightly because of the actual production that people have realized with their property that is cultivation.

Mr. Harris Follow up from Finance Committee – question by Mr. Peterson. Correction to response given at the committee meeting related to timber values. There are actually three values for timber.

Mr. Peterson where is the break line for east and west. Mr. Harris it is I95.

Mr. Rives – breakdown of Land use categories – open space category. Deferred Levy comment on that. Mr. Harris you would have to look at each parcel in general the deferred levy is the difference in levy between what the tax would be at market value and use value. Properties that we have in open space from a market value are valuable and expensive pieces of property. Mr. Rives what could we imply about their location from that. Mr. Harris advised they are located closer to or in the Suburban Service Area.

Tax Relief for Elderly and Disabled

- Real Estate Tax Relief was approved in 1973 for the 1974 tax year
- Relief is allowed on the levy for the house and up to 10 acres of land
- Applicant Qualifications per the Code of Virginia
  - Must be the owner or partial owner of the property
  - Must live on the property as the primary residence (exceptions can be made for medical reasons)
  - Must be 65 years of age or permanently disabled on January 1st of the application year

- Total Household Income may not exceed $50,000
- Total Net Worth may not exceed $200,000
- Relief is granted on a sliding scale based on the total household income
    - $0 - $20,000 100% relief
    - $20,001 - $30,000 75% relief
    - $30,001 - $40,000 50% relief
    - $40,001 - $50,000 25% relief

*Effective January 1, 2011, the General Assembly of Virginia removed all limits on net worth and income. The limits may be determined by individual localities.

2012 Tax Relief Application Year

– Qualified Applicants: 1,554

- 100% Relief:598 qualified $731,929 relief levy
- 75% Relief:394 qualified $411,855 relief levy
- 50% Relief:330 qualified $252,982 relief levy
- 25% Relief:232 qualified $90,355 relief levy

Total Relief Provided $1,487,121

Mr. Hazzard related to Mr. Rives question, tax relief in every area of the county. Mr. Harris yes and no locality can exclude eligibility for this program in certain zoning districts. Provision that allows certain named localities to have more restrictive program where you create other zones to exclude.

Mr. Rives specific named localities we have looked at the legislation and to a locality that has recently been included. Gives them permission to exclude from land use proper in specific zoning uses – grandfathering type of provision. ED zones where water and sewer are available and product available.

Mr. Davis what is the date on the map is it up to date. Mr. Harris parcels are from two weeks ago. District lines need to be corrected.

4:36:24 PM Mr. Harris Tax relief for the elderly and disabled.

Mrs. Kelly-Wiecek one owner must be 65 or permanently disabled so you could have a couple who is 45 y.o. but one is permanently disabled they would likewise be eligible and Mr. Harris advised yes in the case of a spouse who is permanently disabled or 65 yo. and jointly owns the residence the entire residence is eligible.

Mr. Via - $50,000 just income, Mr. Harris – yes.

Mr. Hazzard $200,000 net worth has that been the standard since we have been in the program. Mr. Harris – no has gone up dramatically over the years around 100,000 net worth. Over the years CR has come before the board when trends were rising too rapidly and requested the board made changes upward and increases were made. Mr. Hazzard as population ages seems that we might want to raise $300,000 and asked that you do an example of what impact it would have and if it benefits elderly might be a good move.

Mr. Harris came prepared to do that. If you took the individuals who have applied that we denied the amount is $15,000. Previous years and methods around 20,000 to 25, K. Population is aging but we have a finite number of those eligible in Hanover if you go by the census and we are addressing the number that would be eligible. Not eligible because you own land not a huge 401.

Mr. Hazzard great that we don't have that many eligible and assessments have gone up would recommend we raise the level to $300,000 as it has small impact.

Mr. Rives done as part of budget process and needs ordinance changes. Mr. Via – Does this include Hanover property only. Mr. Harris – no if you own in other localities have to include that also. However there are not many that apply for this program who own property in multiple

counties. Typical landowner where they put together parcels to get a nice piece of property and the 10 acres has to be on the same parcel.

Mr. Peterson are you comfortable that the citizens who need the relief are aware of it has it been advertised. Mr. Harris have worked over 13 years to make it as public a program as possible however we still seem to be unsuccessful in getting the word out.

Recognition – *100 Best Communities for Young People*– Ms. Lisa Adkins, Program Coordinator, Community Resources

Board Sheet Background: On September 12, 2012, Hanover County was chosen by America's Promise Alliance as one of the 100 Best Communities for Young People. This represents Hanover's fifth consecutive year for this honor. Staff from the Department of Community Resources will share highlights regarding this national designation.

Ms. Adkins came forward and acknowledged Laura Robertson for her work as the lead person on the application process (who was unable to be present).

4:57:45 PM Mr. Rives left the meeting.

4:59:38 PM Mr. Rives returned.

The 5 Promises

- Ongoing Positive Relationships with Caring Adults
- Safe Places with Structured Activities
- A Healthy Start & Future
- Marketable Skills through Effective Education
- Opportunities to Give Back Through Community Service

To fulfill its mission, Hanover's Promise has partnered with the United Way of Greater Richmond Youth Development Partnership.

Through this partnership, Hanover's Promise has had access to the research-based David P. Weikart Center's Youth Program Quality Intervention and Assessment, or YPQA.

The YPQA is a tool that allows programs to assess, plan and improve their programs in a concrete and measurable way. Hanover participated in the YPQA pilot last spring and it was a great success.

The United Way has sponsored three Hanover County employees to train as external assessors and two employees as Methods Trainers. That means that those Hanover County employees will be able to assist local youth providers in improving their programming by providing assessment services that will help identify areas where improvement is needed. Additionally, those employees will be able to provide structured training to youth workers at little or no cost. Hanover's partnership with United Way and the Weirkart Center is just one example of collaborative work at its best.

Ms. Adkins then introduced three of Hanover Promise's partners that were featured in this year's 100 Best Communities for Young People application. Each partner effectively employs collaboration to provide essential services to our youth and their families. Keith Cartwright from Hanover Cares, Kathi Thomasson of Kiddie Kingdom and Clint Dowda of Young Life Capernaum.

Mr. Keith Cartright, Hanover Cares, formerly Hanover I Care, bringing awareness to underage drinking and drug use, to achieve the goal of substance free youth. Reviewed the tragic loss of a Hanover youth in a marijuana deal gone bad and at that time Hanover Cares decided to step up and partnered with the pastor at New Song Church to answer the question that pastor raised at this deceased youth's memorial: ***What are we all willing to do differently to make sure these sort of things don't happen again?*** It began with 20 folks from New Song Church which led to planning committee to plan a town hall meeting at Atlee HS which was attended by 125 parents/citizens/educators/Hanover Sheriff's Office. Parents did not know about synthetic drug use and the rise of marijuana use amongst the children. At the beginning of this year Atlee HS asked every parent/student to partner with them in a contract they had written up to make a commitment

with that family that child would remain drug/alcohol/tobacco free it was a no consequence effort on the schools part to increase the awareness.

Mr. Clint Dowda, Local Pastor and involved with Hanover Young Life Capernaum. Assists youth and young adults with mental and physical disabilities to live in a community with their own peers, have fun and to learn about God and a chance to be around caring adults. This is the sixth year and a shoulder group of Young Life. This community brings those with disabilities who are often outside of community inside of community and brings in their typical peers from middle and high school to be involved. There are also club meetings, bible study and once a year there is an opportunity to go away to camp. For some individuals this is the first time they have been away from their families and this give the typical teen experience of being away and going to camp. Friends for Life is another off-shoot for those in their 20-30's with disabilities.

Ms. Kathi Thomasson, Director, Kiddie Kingdom, has partnered with Hanover Schools for pre-school inclusion for 16 years. The IEP's are written by Hanover County Education professionals with goals and objectives which are all met while they are at Kiddie Kingdom. Hanover County provides Kiddie Kingdom with a pre-school special education teacher, assistant teacher and whatever therapists the children need. The entire Kiddie Kingdom staff is involved in every aspect of this program. Kiddie Kingdom breaks down barriers with their program and is proud to be part of the award Hanover received.

Ms. Adkins made closing comments.

Amended Agenda Item - Closed Session - Section 2.2-3711(A)(1) of the Code of Virginia – for the discussion of personnel matters related to the Office of Economic Development

Mr. Peterson moved that the Board of Supervisors go into Closed Session pursuant to the following: Closed Session - Section 2.2-3711(A)(1) of the Code of Virginia – for the discussion of personnel matters related to the Office of Economic Development.

Seconded by Mr. Davis.

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

Motion approved.

Board Members entered Closed Session at 5:23 p.m. At the conclusion of the Closed Session, all Board Members returned to the Boardroom, and the Chairman called the regular meeting back to order at 5:45 p.m.

Certification of Closed Session

Mr. Peterson 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.

Mr. Davis seconded the motion.

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

Motion approved.

No Closed Session Action.

5:40 – Davis left - 5:51:04 PM Davis returned to the meeting.

Consideration of Proposed Legislative Agenda for 2013 Session of General Assembly – Mr. Sterling Rives, County Attorney

5:46:22 PM – Mrs. Kelly-Wiecek left the meeting.

Noted in first slide need to change to $95 million.

Board Sheet Background: The Legislative Committee, County Administrator and County Attorney will present the attached proposed legislative agenda for the 2013 session of the General Assembly to the Board for its consideration.

2013 Legislative Agenda Action Items

- *Request a budget amendment to eliminate the $95 million biennial reduction in State Aid to Localities.*
- *Request legislation to permit counties that have implemented land use assessment to designate specific areas within which land use assessment will not be applicable.*

  Mr. Stanley comments that this is similar to eminent domain Xmas tree farm question. Mr. Rives response that this is the request for the authority not to take away property but not subsidize property to keep as open space. The comp plan/utilities plan/economic development plan rely on it being developed for a different use. Mr. Hazzard – this was debated in the legislative meeting and if it is an active farm it would probably have a little more weight, if it is a field being held for value this is a point well taken. Mr. Stanley advised there is a point for debate here.

- *Request an amendment to Va. Code § 33.1-1 to add a third urban at-large seat to the Commonwealth Transportation Board to be filled by a resident of the Richmond-Petersburg Metropolitan Statistical Area. Historically, the two urban at-large seats have been filled with citizens residing in the Northern Virginia and Hampton Roads areas.* Mr. Stanley are the other districts supporting this move forward. Mr. Rives the Planning District

commission supported this and Delegate Peace introduced a bill to this effect, the Governor requested that the bill be amended and this was done and then there was disagreement among the localities whether the amended bill would accomplish the intended purpose. We would like to try again and Mr. Stanley advised he agrees. Mr. Rives advised the compromised bill was not agreed upon. Mr. Peterson MPO made amendments and there was too short a time to get info from all communities the general perception is that everyone wants the additional seat. Mr. Davis noted the inequity of distribution of funds. Mr. Rives we do better job of planning and addressing needs such as expressway which was jointly funded and this should not be held against us in the distribution of funds. Mr. Rives and Mr. Davis discussed this may have been predetermined before arguments were made.

- *Request an amendment to Va. Code § 62.1-44.15:1.2 to clarify that any impoundment release reductions shall not adversely affect the permit limits for downstream activities permitted by the Virginia Department of Environmental Quality.*
- *Because the state has assigned to local governments primary responsibility for the stormwater quality programs and facilities necessary to achieve the Chesapeake Bay Total Daily Maximum Load requirements, request legislation (1) to require that the state provide a substantial and fair share of the funding required to implement these programs and (2) provide localities with appropriate tools for raising the additional revenue required to comply with the mandate.*
- *Request an amendment to Va. Code § 33.1-23.03:10 to require that prior approval of the General Assembly shall be obtained prior to the imposition and collection of tolls on any interstate highway in Virginia.* Mr. Via will this reduce road standards so that we have worse roads repairwise. Mr. Rives – no maintenance funds are determined by GA this would require coordination on where money is spent. Mr. Hazzard when they picked Route 54 to repave we had projects that we thought were a higher priority. The goal is to have more say so.

Mr. Peterson looking at action items, can we prioritize the ones that are most important to us? Mr. Rives tactical question. Mr. Hazzard legislators will do what is the best for the State. Mr. Davis priority will be done on basis of state needs.

- *Request an amendment to Article 1.1 of Title 33.1 of the Code of Virginia to require that the Department of Transportation confer with local representatives regarding the priority of projects involving substantial expenditure of maintenance funds within each locality.*

Positions on Legislation Anticipated to Come before the 2013 Session

- *Support legislation that would provide counties with the same local taxing authority as cities in order that counties might reduce their dependence on real estate and personal property taxes.*
- *Support maintaining current authority for machinery and tools taxes and business professional occupation license taxes unless alternative and equivalent additional revenue sources are made available to localities.*
- *Support current provisions in state laws that limit the categories of students whose parents do not reside in Hanover for whom Hanover is mandated to provide free public education.*
- *Support legislation that would assure local government authority to apply zoning laws and comprehensive plans to all private businesses, including liquor stores and assisted living facilities.*
- *Support maintenance of the existing provisions of Va. Code § 22.1-79.1 governing the date for the opening of the school year.*
- *Support legislation that would prohibit private ownership of dangerous, wild animals, except for licensed zoos, research facilities and animal sanctuaries.*

Legislative Policy Statements

- *Support protection of existing authority regarding local budget decisions and oppose any shifting of funding responsibility from the state to localities for new or existing programs.*
- *Support the protection of existing local government authority in all areas including revenue and land use.*
- *Support only environmental regulations and programs that are scientifically valid and reasonably cost effective and that will result in substantial and demonstrable improvements to the environment.*
- *Support equitable reallocation of revenue and service responsibilities between the state and localities to provide for ongoing stability in taxation and the delivery of government services.*
- *Support the development of alternative funding sources, in lieu of cash proffers, for capital improvements required to serve new residential development.*

Questions –Mr. Rives and Mr. Peterson discussed wolf hybrid is not a dangerous animal as the term has been defined.

Additions by Board Members to Anticipated Legislation

Mr. Hazzard mentioned Anticipated Leg. DCR tax credits to farmers, anticipated merger of DCR with DEQ which will affect grants combing DCR with DEQ may take ability away from farmers from DCR to support farmers. Suggest that we not put these together and would like to add to the agenda. Mr. Via and Mr. Rives generally discussed the logic in this and yes with caveat that regulated community for stomwater programs and that would include Hanover because we have the mandates and then we impose them on others. Often find it confusing, duplicative and contradictory that you have some permits for stormwater from DCR and some that are issued by DEQ. Most would support consolidation of stormwater management programs as opposed to the other things. Mr. Hazzard under separate heading. Mr. Rives can word to accomplish the goal and still have consolidation of stormwater management programs as it is a small part of what DCR/DEQ do. Mr. Peterson better approach is to separate functions as Mr. Rives suggests. Mr. Hazzard overlapping duties consolidated but the farmers get more benefit from DCR and more regulations from DEQ. Mr. Rives asked Mr. Hazzard to forward the information on the proposal and will work on a position statement that would accomplish what we are looking for. Mr. Hazzard advised the Farm Bureau is against as well. Mr. Harris – soil and water can help also.

Mr. Peterson would like to hear research before we add. Mr. Rives will hold this item and staff will come back at the next meeting with proposed language for this addition and some additional information.

Mr. Hazzard made a motion to approve Proposed Legislative Agenda for 2013 Session of General Assembly, seconded by Mr. Davis.

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

Motion Approved.

Recess

At 6:20 p.m. the Board went into recess.

Reconvene

The Board reconvened at 7:00 p.m. All Board Members were present.

Citizens' Time

The Chairman opened Citizens' Time and asked if anyone 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 this meeting.

Sheree Hedrick, Director of Hanover Safe Place, came forward to address the Board and reviewed that last year Hanover Safe Place provided services to over 1500 individuals. Domestic Violence is pervasive in our community as it is in all communities in the United States and thanked the Board for the proclamation it adopted to bring light to the issue in our community.

Seeing no one else come forward, the Chairman closed Citizens' Time.

Public Hearing - Leasing of Announcer Stand at Courthouse Park - GPIN 8810-41-8712 (Beaverdam Magisterial District) – Mr. Greg Sager, Director of Parks and Recreation

Board Sheet Background: The Board of Supervisors authorized this Public Hearing at their September 12, 2012 meeting to consider leasing of the newly constructed Announcer Stand at Courthouse Park to Blue Star Youth Football and Cheerleading Association, Inc. Blue Star recently constructed and donated this structure to the County, to be utilized by Blue Star coaches and volunteers for announcing, videotaping and other league uses as needed.

Key components of the proposed lease include:

- *Lease is for an initial term of one (1) year, at the yearly rental rate of One Dollar ($1.00)*
- *Following the initial term, the lease shall renew and continue in force for an additional five (5) year period unless terminated at the end of the initial term*
- *The Lessee shall maintain the Announcer Stand in reasonable and safe condition at the Lessee's expense*
- *The Lessee shall indemnify and hold harmless the County, its officials, employees and agents from any and all loss, injury or damages to person or property resulting from or arising out of activities or conditions on the Site, including the Announcer Stand*
- *The lease may be terminated by either party upon sixty (60) days written notice to the other party, or immediately upon noncompliance with the lease*

The County Attorney's Office has approved the lease agreement as to form. The Department of Parks and Recreation supports the proposed Lease Agreement of this park amenity and recognized the longstanding partnership with Blue Star.

Question from Board. Mr. Hazzard inquired if this is the leasing of the land. Mr. Sager they have donated the structure and we are leasing use of the structure.

Chairman opened public hearing and asked those in favor or in opposition to come forward.

Mr. Brian Johnson, President, Blue Start Youth and Cheerleading, Chickahominy MD, came forward in support of this request.

Seeing no one else come forward, the Chairman closed the public hearing and asked if Board Members had questions. Hearing none, entertained a motion for approval.

Mr. Stanley made comments in support and then a motion to grant approval for the proposed Lease Agreement for the Announcer Stand at Courthouse Park, seconded by Mrs. Kelly-Wiecek.

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

Motion Approved.

Planning Public Hearing

Mr. David Maloney, Acting Director of Planning, came forward to review the Planning Public Hearing.

SPECIAL EXCEPTION

SE-19-12 **BLACK CREEK VOLUNTEER FIRE DEPARTMENT**, Requests a Special Exception Permit in accordance with Title I, Article 5, Section 1.6.5 and 12.6.7, of the Hanover County Zoning Ordinance to permit outdoor displays and promotional activities on GPIN(s) 8744-00-0911 and 8734-81-8129, consisting of approximately 30.1 acres, zoned A-1, Agricultural District and B-3, General Business District, and located at the intersection Cold Harbor Road (State Route 156), Beulah Church Road (State Route 633), Crown Hill Road (State Route 632) and Rockhill Road (State Route 619) in the **COLD HARBOR MAGISTERIAL DISTRICT**.

Mr. Maloney reviewed this request; (Noted the acreage to be considered reflects only that of the produce and seafood facility) displayed the General Parcel Map

Planning Analysis:

- Hold a one-day event annually at Wade's Produce and Seafood (commonly referred to as Ellyson's Garage)
- Public parking for each event will be located on the Bosher property across the intersection from the site
- Proceeds raised from the activities shall be donated to the Black Creek Volunteer Fire Department
- The first event is scheduled for November 3, 2012, from 10:00 a.m. to 4:00 p.m.

Sketch plan was displayed and the area of the parking was also displayed.

Staff Recommendation:
APPROVAL subject to conditions as outlined in the staff report

Mr. Maloney noted that Staff and Sheriff's Office has met with applicant to ensure safe parking and pedestrian access with crossing of the intersection.

The Chairman asked Board members if they had any questions of Mr. Maloney. Hearing none, opened the public hearing and asked all those in favor or in opposition to come forward.

Mr. Wade Hughes, Wade's Produce and Seafood, Aylett Resident, requested this to benefit the Blackcreek Fire Department, to assist with equipment they desperately need. Seeing no one else come forward, the Chairman closed the public hearing and asked if Board Members had any questions. Hearing none, entertained a motion.

Mr. Wade mentioned he has known Mr. Hughes since he was in high school and thanked Mr. Hughes for doing this to help Blackcreek Fire Department as they are limited to the type of fundraisers in their new location. In the past they have held turkey shoots. Mr. Wade then made a motion to approve SE-19-12 subject to the conditions as outlined in the staff report, seconded by Mr. Peterson.

RESOLUTION

WHEREAS the Board finds that, in its opinion, as a matter of fact, such exception will not substantially affect adversely the uses of adjacent and neighboring property.

NOW, THEREFORE, BE IT RESOLVED that Blackcreek Volunteer Fire Department is granted a Special Exception Permit in accordance with Title I, Article 5, Section 1.6.5 and 12.6.7, of the Hanover County Zoning Ordinance to permit outdoor displays and promotional activities on GPIN(s) 8744-00-0911 and 8734-81-8129, consisting of approximately 30.1 acres, zoned A-1, Agricultural District and B-3, General Business District, and located at the intersection Cold Harbor Road (State Route 156), Beulah Church Road (State Route 633), Crown Hill Road (State Route 632) and Rockhill Road (State Route 619) in the Cold Harbor Magisterial District, subject to the following conditions:

1. The site shall be designed and event conducted in substantial conformance with the submitted sketch plan, titled "Old Cold Harbor Days," prepared by Beth Vinson, pages 1 and 2 and submitted September 4, 2012.

2. The applicant shall contact the Sheriff's Department to notify them of the event and shall provide all traffic control and security as recommended by the Sheriff's office. Public parking shall occur on the Bosher property, as shown on the sketch plan. There shall be no parking along Cold Harbor, Rockhill, Crown Hill or Beulah Church Roads.

3. The applicant shall provide for on-site fire and emergency services as recommended by the Fire/EMS Department.

4. The applicant shall obtain all necessary permits from the Health Department.

5. All development and use of the property shall comply with all federal, State and local statutes, ordinances and regulations.

The members of the Board of Supervisors voted to approve this resolution as follows:

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

SE-19-12 Approved.

Announcements

Mr. Stanley invited everyone to Beaverdam Heritage Day this coming weekend – Saturday, October 13, 2012.

OCTOBER 10, 2012

Adjournment

At 7:12 p.m., the Chairman adjourned the meeting to October 24, 2012 – Hanover County Administration Building – 6:00 p.m.

CHAIRMAN