



AMENDED AGENDA

REGULAR MEETING BOARD OF SUPERVISORS WEDNESDAY, AUGUST 14, 2019

7:00 PM

BOARD MEETING ROOM

107 NORTH KENT STREET, WINCHESTER, VIRGINIA 22601

1. **7:00 P.M. Regular Meeting Call to Order**
2. **Invocation**
3. **Pledge of Allegiance**
4. **Adoption of Agenda**
5. **Citizen Comments – Agenda Items that are not the subject of a Public Hearing**
6. **Consent Agenda**
 - 6.A. Minutes of Closed Session and Regular Meeting of 7-10-19
[Minutes BOS 190710.pdf](#)
 - 6.B. Finance Committee Report of 7-17-19
[Finance Comm Report July 2019.pdf](#)
 - 6.C. Human Resources Committee Report of 7-12-19
[HR Comm Rep.pdf](#)
 - 6.D. Parks and Recreation Commission Report of 7-9-19
[Parks Rec Commission Report - July 2019.pdf](#)
 - 6.E. Public Works Committee Report of 7-30-19
[Public Works 07-30-2019 COMMITTEE REPORT.pdf](#)
 - 6.F. Transportation Committee Report of 7-29-19
[BOS 08-14-19 - TC Report for July 29, 2019 Meeting.pdf](#)
 - 6.G. Employee of the Month Resolution for July 2019
[2019.07 Resolution Baker Anthony.pdf](#)

- 6.H. Employee of the Month Resolution for August 2019
[2019.08 Resolution Taylor Rachel.pdf](#)
- 6.I. Approval of Northwestern Community Services Performance Contract - FY 2020
[Memo & Northwestern Community Services Performance Contract FY 2020.pdf](#)
- 6.J. Request from the Commissioner of the Revenue for Refunds and Corresponding Supplemental Appropriations
1. Acar Leasing LTD - \$10,315.05
 2. Enterprise FM Trust - \$3,086.08
 3. HVT Inc./Honda Lease Trust - \$2,655.49
 4. Toyota Lease Trust - \$18,366.22
- [Refunds.pdf](#)
- 6.K. Resolution in Support and Agreement Providing Moral Obligation with Respect to a Revenue Bond of Winchester Regional Airport Authority
- [WRAA - 019 08 08_BOS Resolution & Agreement.pdf](#)
- 6.L. Resolution Concerning Disposition of Real Property by Northwestern Community Services Board
- [Memo_&_Resolution_re_NWCSB_Authorization_to_Sell_property_080819.pdf](#)
- 6.M. Resolution Affirming Locality Funding of Projects Under Agreement With VDOT
- [BOS 08-14-19 TC - Funding Commitment and Signature Authority.pdf](#)
- 6.N. Resolution Approving Grant Application to Assist in Constructing Last-Mile Broadband Infrastructure
- [Memo and Resolution for VATI Grant 2019.pdf](#)
- 6.O. Requested Letter of Support for Juvenile Justice & Delinquency Prevention Grant to Benefit the Timbrook Achievement Center**
- [Support letter for TAC grant.pdf](#)

7. Board of Supervisors Comments

8. **County Officials**

- 8.A. Presentation: July Employee of the Month Award to Anthony C. Baker
- 8.B. Presentation: August Employee of the Month Award to Rachel E. Taylor
- 8.C. Committee Appointments
1. Shawneeland Sanitary District Advisory Committee
2-year term (See attached application of Jason Croasdale)
 2. Board of Zoning Appeals – Shawnee District
5-year term of Kevin Scott has expired (Eligible & willing for reappointment)
 3. Conservation Easement Authority
3-year term of Todd Lodge expires 8-24-19 (Eligible & willing for reappointment)
3-year term of John Marker expires 9-28-19 (Eligible & willing for reappointment)
 4. Frederick-Winchester Service Authority
Unexpired term ending 1-10-22 (See enclosed application of Eric Lawrence)

[CommitteeAppts\(081419BdMtg\).pdf](#)

9. **Committee Business**

- 9.A. Finance Committee

(*) Items 2, 4, 6, and 8 were approved under consent agenda.

1. The WRA Executive Director requests an FY20 Airport Capital Fund supplemental appropriation in the amount of \$2,635,000 and an FY20 General Fund supplemental appropriation in the amount of \$409,164. These amounts represent the FY20 Airport Capital budget and the County's share of the local revenue needed. **The committee recommends approval.**

2. (*) The Sheriff requests an FY19 General Fund supplemental appropriation in the amount of \$5,896.37. This amount represents reimbursements from the IRS for travel and overtime for a case. No local funds required. **Approved on committee consent agenda.**
3. The Sheriff requests an FY19 and FY20 General Fund supplemental appropriation in the amount of \$40,020.68. This amount represents insurance proceeds received in FY19 for a weather damaged tent system used for vehicle storage, and the carry forward of the funds to the new year to purchase a replacement. **The committee recommends approval.**
4. (*) The Sheriff requests an FY19 General Fund supplemental appropriation in the amount of \$2,650. This amount represents recovered costs for traffic control for overtime. No local funds required. **Approved on committee consent agenda.**
5. The NRADC Superintendent requests an FY20 NRADC Fund supplemental appropriation in the amount of \$66,021.20. This amount represents a carry forward of unspent FY19 funds for the replacement of an underground storage tank. This project is currently in process and falls under a standing PO. **The committee recommends approval.**
6. (*) The Commonwealth's Attorney requests an FY20 General Fund supplemental appropriation in the amount of \$250. This amount represents funds from the sale of an obsolete firearm to be used for the purchase of a new model. **Approved on committee consent agenda.**
7. The Commonwealth's Attorney requests an FY20 General Fund supplemental appropriation in the amount of \$19,895. This amount represents 10 months of fringes needed to convert a part-time Administrative Investigator to full-time. Local funds are required. The HR Committee approved the full-time position at their July 12, 2019 meeting. **The committee recommends approval.**
8. (*) The Parks & Recreation Director requests an FY19 General Fund supplemental appropriation in the amount of \$2,560.49. This amount represents use of the PLAY Fund which is funded through donations and provides County youth assistance to participate in various parks activities. No local funds required. **Approved on committee consent agenda.**

9. The Parks & Recreation Director requests an FY20 General Fund supplemental appropriation in the amount of \$8,500. This amount represents proffer funds to be used to provide a 4-seat swing set addition to the existing Rose Hill Park playground. **The committee recommends approval.**
10. The Parks & Recreation Director requests an FY20 General Fund supplemental appropriation in the amount of \$7,000. This amount represents proffer funds to be used for a Pickleball court at Frederick Heights Park. No local funds required. **The committee recommends approval.**

10. Public Hearings (Non Planning Issues)

- 10.A. **Outdoor Festival Permit Request of Robert L. Clark – From Farm to Film Festival.** Pursuant to the Frederick County Code, Chapter 86, Festivals; Section 86-3, Permit Required; Application; Issuance or Denial; Fee, for an Outdoor Festival Permit. Festival to be Held Saturday, August 31, 2019, from 5:00 PM to 9:00 PM, on the Grounds of 652 North Buckton Road, Middletown, Virginia, Opequon Magisterial District. Property Owned by Robert L. Clark.

[ClarkRobert\(FarmtoFilm\)OutdoorFestivalPermitApplication\(2019\).pdf](#)

- 10.B. **Outdoor Festival Permit Request of Rotary Club of Winchester – 44th Annual Shenandoah Valley Apple Harvest Festival.** Pursuant to the Frederick County Code, Chapter 86, Festivals; Section 86-3, Permit Required; Application; Issuance or Denial; Fee, for an Outdoor Festival Permit. Festival to be Held on Saturday, September 21, 2019, from 10:00 A.M. to 5:00 P.M. and Sunday, September 22, 2019 from 10:00 A.M. to 5:00 P.M.; on the Grounds of Frederick County Fairgrounds, 250 Fairground Road, Clearbrook, Virginia, Stonewall Magisterial District. Property Owned by Frederick County Fair.

[RotaryClubOutdoorFestivalPermitApplication\(081419BdMtg\).pdf](#)

- 10.C. **Relocation or Change, by Agreement, of Boundary Line Between Frederick County and Warren County.**
Pursuant to Virginia Code Sections 15.2-3106 et seq., to adjust, relocate, and change their common boundary line, to incorporate into Warren County, Warren County Tax Parcel Number 04-21B, Warren County Tax Parcel Numbers 04-22, Warren County Tax Parcel Number 04-23, Warren County Tax Parcel Number 04-23A, Warren County Tax Parcel Number 04-23B, Warren County Tax Parcel Number 04-23C, Warren County Tax Parcel Number 04-23D, Warren County Tax Parcel Number 04-39, Warren County Tax Parcel Number 04-47, Warren County Tax Parcel Number 04A-1-1-2, and Frederick County Tax Parcel Number 93-A-60, and to incorporate into Frederick County, Frederick County Tax Parcel Number 93-A-29A, and .90 acres of Warren County Tax Parcel Number 04-18.

[Memo&Draft Agreement_re_Warren_Frederick_Boundary_Adjustment.pdf](#)

11. Planning Commission Business - Public Hearings

- 11.A. Conditional Use Permit #04-19 - Jonathan DeHaven (Auto Repair)
[BOS 08-14-19 CUP 04-19 Jonathan DeHaven.pdf](#)
- 11.B. Conditional Use Permit #05-18 - Waveland Farm LLC (Special Event Facility)
[BOS 08-14-19 CUP 05-18 Waveland Farm.pdf](#)

12. Planning Commission Business - Other Planning Business

- 12.A. **Request for SWSA Exception - Orchard View Elementary School**
Frederick County Public Schools is requesting the Board of Supervisors to grant an exception to the Sewer and Water Service Area to permit water lines to be constructed providing treated public water to Orchard View Elementary School, which is located at 4275 Middle Road, Winchester, VA 22602. This exception would facilitate the construction of two water lines between Orchard View Elementary School and Frederick Water's Diehl water treatment plant.

[Request_for_SWSA_Exception_OrchardViewElem.pdf](#)

12.B. **Request for SWSA Exception - West Oaks Market**

Frederick County has received a request from West Oaks Farm & Market located at 4305 Middle Road to allow the site to be connected to the public water. The Market (which also operates a special events center with an approved Conditional Use Permit) is requesting to connect to the water line that Frederick Water proposes to extend from the Diehl Water Treatment Plant to the Orchard View Elementary School located at 4275 Middle Road.

[Request_for_SWSA_Exception_WestOaks.pdf](#)

13. **Board Liaison Reports**

14. **Citizen Comments**

15. **Board of Supervisors Comments**

16. **Adjourn**