

At a regular meeting of the Board of Supervisors of Warren County held in the Warren County Government Center on September 7, 2021 at 9:00 AM.

Present: Cheryl L. Cullers, Chair (South River District); Archie A. Fox, Vice Chairman (Fork District); Walter J. Mabe (Shenandoah District); and Delores R. Oates (North River District); also present were Edwin C. Daley, County Administrator; Taryn G. Logan, Deputy County Administrator; Jason J. Ham, Interim County Attorney; David Beahm, Building Official; Todd Jones, Director of Technology; Jon Martz, Director of Social Services; Joe Petty, Planning Director; and Roger Bianchini, Royal Examiner

Absent: Tony F. Carter (Happy Creek District)

Adoption of Agenda

Mr. Mabe requested the relocation of item G (Adoption of Resolution for the Phase II Agreement for Regional Broadband Services) to immediately following item C (Report from the Virginia Department of Transportation), and Mrs. Oates requested the removal of item F (Approval of Minutes) from the agenda.

On a motion by Mr. Mabe, seconded by Mr. Fox, and by the following vote, the Board of Supervisors adopted the agenda as amended:

Fox, Aye; Mabe, Aye; Cullers, Aye; Oates, Aye

Report – Virginia Department of Transportation – Ed Carter

Ed Carter, Residency Administrator with the Virginia Department of Transportation (VDOT), presented the following report to the Board:

Maintenance:

- Completed all primary mowing and 50% of secondary mowing; will continue secondary mowing this month hoping to complete
- Graded and made stone applications to various non-hard surfaced roads throughout the County and will continue this month
- Applied dust control on various non-hard surfaced roads throughout the County
- Contractor completed paving on Route 619 from the bridge to Route 615 (Stokes Airport Road)
- Cleaned up after several storms and are continuing after the remnants of Hurricane Ida; the area fortunately did not receive as much rain as was forecasted
- Will be performing ditching and shoulder work in the Rockland and Reliance area

- Will be doing dry runs on snow removal equipment in preparation for the upcoming winter season; they are in the process of signing with contractors

Board Issues:

- There has been a citizen inquiry about naming bridges in Warren County, and Mr. Carter will pull this information together and provide it to Dr. Daley
- Scaling Rock Slopes on Route 340 South – Awaiting estimates from contractors
- Speed Study Route 340 South – Traffic engineering performed this study and is recommending no change in the speed limit, but they are recommending a second speed limit of 45 MPH be set for trucks. As soon as the signs are made up, they will be posted.
- Pavement Remarking Route 340 and Route 619 – VDOT is recommending going back to the original design where the left lane becomes a through lane instead of a turning lane, which will hopefully eliminate some of the backup that occurs during peak hours.
- Entrance to KOA Campground Concerns – Traffic Engineering has reviewed and suggested that the elevations of the private entrance need to be addressed by the property owner. The southbound entrance grade is steep enough that it creates a severe dip where it joins our roadway. This causes towed vehicles to slowly enter and almost stop when turning left to keep from dragging. All appropriate warning signs are in place, and the 50 MPH speed limit is correct. There have been no recordable crashes since 2013.

Mr. Fox recalled at one point, there was a plan to install a turn lane at the intersection of Route 678 (Fort Valley Road) and Route 55 (Strasburg Road) and asked if it was still in the works. Mr. Carter stated he was unfamiliar with the project but would check on it.

Mrs. Cullers asked when a left turn yield traffic light would be installed at the intersection of Skyline Vista Drive and Browntown Road, and Mr. Carter replied it is on the schedule to be replaced. The light replacements are contingent on available funding.

Request – Adoption of Resolution for the Phase II Agreement for Regional Broadband Services – All Points Broadband

Jimmy Carr, representative from All Points Broadband, reported that Warren County has joined a regional initiative to develop and execute a strategy to achieve universal, fiber-to-the-home broadband for all unserved locations in the County through a regional grant application to the Virginia Telecommunications Initiative (VATI). This regional initiative includes All Points Broadband, Dominion Energy Virginia (“Dominion”), Shenandoah Valley Electric Cooperative, Rappahannock Electric Cooperative, and seven participating Counties. The partners have completed high level design for a universal, fiber-to-the-home broadband network to serve the approximately 2,100 locations in Warren County that are not currently

served by wired, gigabit-capable broadband. All Points Broadband's network and partnerships are specifically designed to secure VATI grant funding in the current application cycle and to be an eligible use of ARPA funds.

Mr. Carr stated All Points Broadband is seeking the Board of Supervisors' approval to include Warren County in the regional VATI project and the recommended local match component, contingent on grant award. The project includes approximately 275 miles of fiber infrastructure to extend to all remaining unserved areas. The overall project cost will require \$19.7 million in funding; All Points Broadband would secure \$6.9 million (35%) of the total project cost, the VATI application would provide \$5.9 million (30%), and the County's local contribution would be \$6.9 million (35%) and eligible for ARPA funding.

Warren County's local match would be contingent on the receipt of the VATI grant award and the execution of an agreement with All Points Broadband regarding the project. The grant application is slated to be submitted on September 14th as part of a regional application through the Northern Shenandoah Valley Regional Commission, which will be the fiscal agent for the project. After submission, All Points Broadband will manage the challenge processes and adjust the project scope consistent with program rules. VATI awards will be announced in December, and Warren County and All Points Broadband would have 90 days after the grant award to enter into an agreement reflecting the VATI grant application and to formally accept the grant award. The project would be substantially complete within 24 months of VATI grant award and the completion of electric utility routes.

Mr. Carr believes Warren County as well as the region as a whole are well-positioned for the VATI grant award. All Points Broadband has provided a high-quality network design, which is optimized for VATI scoring. There are also strong partnerships in place with three electric utility companies, seven localities, All Points Broadband, and the Regional Commission.

On a motion by Mrs. Oates, seconded by Mr. Mabe, and by the following vote, the Board of Supervisors adopted the proposed resolution affirming the County's participation in the Phase II agreement for regional broadband services:

Oates, Aye; Cullers, Aye; Mabe, Aye; Fox, Aye

RESOLUTION OF THE BOARD OF SUPERVISORS OF WARREN COUNTY

WHEREAS, achieving universal broadband availability for Warren County (the "County") is a priority of the Warren County Board of Supervisors ("Board"); and

WHEREAS, the County is a party to that certain Phase One Memorandum of Understanding dated as of June 30, 2021 (the "Regional Broadband MOU") entered into by and between Dominion Energy Virginia, All Points Broadband Partners, LLC ("All Points"), Shenandoah Valley Electric Cooperative, Rappahannock Electric Cooperative, the County, and certain other Participating Localities; and

WHEREAS, the County desires to continue into Phase II of the Initiative as described in the Regional Broadband MOU; and

WHEREAS, the County desires to seek grant funding to support broadband deployment within the County through the 2022 Virginia Telecommunication Initiative ("VATI") as part of the regional initiative in collaboration with the Northern Shenandoah Valley Regional Commission ("NSVRC").

THEREFORE, BE IT RESOLVED by the Warren County Board of Supervisors that Warren County elects to continue into Phase II of the Initiative described in the Regional Broadband MOU;

BE IT FURTHER RESOLVED that Warren County elects to participate in the VATI application related to the Regional Broadband MOU to be submitted by NSVRC and All Points on behalf of the County and other Participating Localities (the "Regional Application");

BE IT FURTHER RESOLVED that Warren County's local match commitment to be reflected in the Regional Application shall be six million, nine hundred thousand dollars (\$6,900,000), which local match commitment shall be contingent on receipt of an award of VATI funds; and

IT IS FINALLY RESOLVED that the County Administrator or his/her designee is authorized to take such further acts in support of the Regional Application as may be appropriate and consistent with these resolutions.

Public Comment Period (60 Minute Time Limit)

Julie Chickery, 3797 Howellsville Road, introduced herself as a representative from the Northern Shenandoah Valley chapter of Coming to the Table, which has a request on the Consent Agenda. Coming to the Table is a national organization working to create a just and truthful society that acknowledges and seeks to heal from the racial wounds of the past from slavery and the many forms of racism it spawned. The organization takes a four-pronged approach by uncovering history, making connections, taking action, and working towards healing. Ms. Chickery said the organization is requesting to place an educational display on the Courthouse lawn similar to what The Laurel Center did in April for Sexual Assault Awareness Month. There will be small marker flags and real estate-style boxes with pamphlets explaining the display.

There were no further presentations from the public.

Reports – Board Members, County Administrator, Interim County Attorney

Mr. Fox had nothing to report.

Mr. Mabe reported the following:

- Attended a community meeting with the Shenandoah Shores Property Owners Association
- Attended the Drug Prevention Committee educational session on August 24th
- Attended a briefing about broadband expansion with All Points Broadband on August 31st
- Attended a Warren County School Board meeting on September 1st

Mrs. Oates reported the following:

- Was visiting her children and was unable to attend the Drug Prevention Committee educational session on August 24th; the Committee is working to eradicate drug abuse in Warren County, and education is key

Mrs. Cullers reported the following:

- Thanked staff who worked during the cleanup from the remnants of Hurricane Ida
- Attended a roundtable meeting on August 23rd with Senator Warner at the Virginia Inland Port
- Attended the Drug Prevention Committee educational session on August 24th
- Has been working with Niki Foster Cales with the Chamber of Commerce on bringing Valor Awards to Warren County

Dr. Daley reported the following:

- Asked Joe Petty, Planning Director, to speak, and Mr. Petty introduced the new Administrative Assistant for the Planning Department, Chloe Phillips
- Due to the recent increase in cases of COVID-19, the County has been working with Warren Memorial Hospital to set up a testing site at the Health and Human Services Complex, which he hopes will be set up later this week
- There will be a Town/County Liaison Committee meeting on Thursday, September 16th at the Government Center
- The Frederick County Board of Supervisors is having a work session on September 8th with Frederick Water to discuss an extension of water service and the potential to expand into Warren County
- Major rehabilitations are needed in the sleeping quarters at the Shenandoah Farms Fire Station off Howellsville Road; Public Works crews are working with Fire and Rescue staff to convert the Shenandoah Farms Sanitary District maintenance building into sleeping quarters for the staff and volunteers
- Matt Robertson, Deputy Finance Director, is working on preparations for the audit report; staff also issued a Request for Qualifications for accounting and financial services for preliminary audit preparation, and the responses are due this week
- Lisa Salomon, Grants and Special Projects Coordinator, has been working on putting together a chart of all grants in the County and the status of each of them

- Eight members of the Department of Fire and Rescue Services will be attending paramedic training over the next eight weeks at Warren Memorial Hospital
- Parks and Recreation Maintenance crews and Public Works staff will get started on the Splash Pad shelter soon, the one being donated by Avtex retirees

Consent Agenda

1. Use of Courthouse Lawn for Placement of Flags, Coming to the Table – Julie Chickery/Emily Ciarrocchi
2. Shenandoah Rail -Trail Exploratory Partnership Funding Request – Ed Daley
3. Award of Contract for Terminal Roof Replacement at the Front Royal-Warren County Airport – Mike Berry
4. Federal Aviation Administration (FAA) Grant Agreement – Ed Daley
5. Extension Request for Conditional Use Permit #87-12-02, Patricia Grove for Commercial Auto Repair Garage with a Single-Family Dwelling – Matt Wendling
6. Modification Request for Conditional Use Permit 2005-06-02 to Change the Name from “Front Royal RV Campground” to “RV Investments, LLC” – Matt Wendling
7. Authorization to Advertise for Public Hearing – Modification Request for Conditional Use Permit 2007-11-02, Amy Cavalier for a Kennel – Matt Wendling
8. Authorization to Advertise for Public Hearing – Conditional Use Permit 2021-07-02 Hilda Keister for a Short-Term Tourist Rental – Matt Wendling
9. Authorization to Advertise for Public Hearing – Conditional Use Permit 2021-07-03 2 Mexico, LLC and B. Allen Richards, LLC for a Short-Term Tourist Rental – Joe Petty
10. Authorization to Advertise for Public Hearing – Conditional Use Permit 2021-07-04 Rachelle Hill and Don Beavers for a Short-Term Tourist Rental – Joe Petty
11. Authorization to Advertise for Public Hearing – Conditional Use Permit 2021-07-05 George and Michele Kopcsak for a Short-Term Tourist Rental – Matt Wendling
12. Authorization to Advertise for Public Hearing – Conditional Use Permit 2021-07-06 Jesse McClain for a Short-Term Tourist Rental – Matt Wendling
13. Coyote Bounty – David T. Jenkins (1) – \$50.00 Each – Animal Control

On a motion by Mr. Mabe, seconded by Mr. Fox, and by the following vote, the Board of Supervisors approved the Consent Agenda as presented:

Oates, Aye; Cullers, Aye; Mabe, Aye; Fox, Aye

Adjournment

Mrs. Cullers adjourned the meeting at 10:17 AM.