

6:00 PM - Closed Session Section 2.2-3711(A)(1), (A)(7) and (A)(8)

On a motion by Ms. Cook, seconded by Dr. Jamieson, and the following vote the Board entered into a closed meeting under the provisions of Sections 2.2-3711(A)(7) and (A)(8) for consultation with legal counsel pertaining to actual or probable litigation and the provision of legal advice regarding the Industrial Development Authority of the Town of Front Royal and the County of Warren, Virginia (the “EDA”), the Town of Front Royal, the EDA vs. Jennifer McDonald, et al., the Town of Front Royal vs. the EDA, et al., the EDA vs. the Town of Front Royal, other potential claims and litigation relating to other possible liabilities of the EDA, the recovery of EDA funds and assets, the outstanding indebtedness of the EDA, potential bank actions related to the same, the Support Agreement, and a forbearance agreement. And entered into a closed meeting under the provisions of Section 2.2-3711(A)(1) of the Virginia Freedom of Information Act for the discussion or consideration of the appointment of individuals to the EDA

Ms. Cook, Aye; Dr. Jamieson, Aye; Ms. Cullers, Aye; Mr. Butler, Aye; Mr. Stanmeyer, Aye

On a motion by Ms. Cook, seconded by Dr. Jamieson, and the following vote, the Board certified to the best of each member’s knowledge only public business matters lawfully exempted from open meeting requirements under Sections 2.2-3711(A)(1), (A)(7), and (A)(8) of the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed, or considered in the meeting by the public body.

Ms. Cook, Aye; Dr. Jamieson, Aye; Ms. Cullers, Aye; Mr. Butler, Aye; Mr. Stanmeyer, Aye

7:00 PM – Special Meeting

At a Special Meeting of the Board of Supervisors of Warren County held in the Warren County Government Center on June 25th, 2024, at 7:00 PM.

Present: Cheryl L. Cullers, Chair (South River District); Jerome K. Butler, Vice Chair (Happy Creek District); Victoria L. Cook, (Fork District); John W. Stanmeyer (Shenandoah District), and Richard A. Jamieson (North River District) also, Dr. Edwin Daley, County Administrator; Jason Ham, County Attorney; Mike Berry, Public Works Director; Alisa Scott, Finance Director; Zach Henderson, Deputy Clerk of the Board

Call to Order:

Ms. Cullers called the meeting to order at 7:00 PM

Adoption of the Agenda:

On a motion by Ms. Cook, seconded by Mr. Butler, and the following vote, the Board approved the agenda as presented.

Ms. Cook, Aye; Dr. Jamieson, Aye; Ms. Cullers, Aye; Mr. Butler, Aye; Mr. Stanmeyer, Aye

Public Comment Period:

- **David Brotman** – voiced his concerns about the Sheriff’s proposed shooting range emphasizing the quality-of-life impacts, noise, property values, limitations of usage.
- **Jeff Baggaly** – voiced his concerns about the Sheriff’s proposed shooting range stating that he just purchased property that backs up to the area of the proposed range, and the potential safety issues.
- **Drew Baggaly** – voiced his concerns about the Sheriff’s proposed shooting range in correlation to his property, stating that the range is positioned so that officers are shooting directly toward his property.
- **Michelle Fletcher** – voiced her concerns about the Sheriff’s proposed shooting range emphasizing the potential safety hazards with the methane gas as well as the noise frightening animals.
- **Shane Cook** – voiced his concerns about the Sheriff’s proposed shooting range emphasizing the noise issues regarding his cattle as well as the current condition of the road.

- **Stephanie Schafer** – spoke to the Board regarding an initiative with the Property Owners of Shenandoah Farms and the Shenandoah River Keepers about a community day event on June 30th.
- **Leslie Mathews** – voiced her concerns about the Sheriff's proposed shooting range emphasizing the annual savings and the current travel arrangements to other ranges, stating that it was not justifiable.

Board Reports:

- **Mr. Butler reported the following:**
 - Stated that he voted during primary election day.
- **Ms. Cullers reported the following:**
 - Attended the Juneteenth event on Main Street
 - Attended the 25th Anniversary of the Shenandoah River State Park
 - Attended a Fire and Rescue Committee meeting and advocated for the Browntown Fire Sub-station.
- **Dr. Jamieson reported the following:**
 - No Report given
- **Ms. Cook reported the following:**
 - Attended the Warren County Finance Committee meeting and commented on the final draft for the Fire and Rescue Fiscal policy and started reviewing a new P-Card Policy.
- **Mr. Stanmeyer reported the following:**
 - Attended various Fire and Rescue meeting to discuss long term planning.
 - Attended a Shenandoah Farm Property Owners meeting and talked about the upcoming Community Day on June 30th.
- **Dr. Daley reported the following:**
 - Announced the upcoming retirement of Dan Lenz on August 31st 2024.
- **Mr. Ham reported the following:**
 - No Report

Appropriations and Transfers:

On a motion by Mr. Butler, seconded by Mr. Stanmeyer, and the following vote, the Board approved the Appropriations and Transfers as presented.

Mr. Stanmeyer, Aye; Mr. Butler, Aye; Ms. Cullers, Aye; Dr. Jamieson, Aye; Ms. Cook, Aye

Approval of Accounts:

Ms. Cook stated that in her opinion the Expenditure Report is incomplete because the report does not include payroll.

Ms. Scott stated that when the Finance Department switched to the current payroll vendor, the County had asked for a customized upload file to the financial system. However, she has had to extensively modify the upload file and has been working directly with the payroll vendor for proper adjustments, and they were not consistently correct.

On a motion by Dr. Jamieson, seconded by Mr. Stanmeyer, and the following vote, the Board approved the accounts as presented.

Ms. Cook, No; Dr. Jamieson, Aye; Ms. Cullers, No; Mr. Butler, Aye; Mr. Stanmeyer, Aye

Approval of Minutes June 6th, 2024:

On a motion by Mr. Stanmeyer, seconded by Ms. Cook, and the following vote, the Board approved the minutes for June 6th, 2024, as presented.

Mr. Stanmeyer, Aye; Mr. Butler, Abstain; Ms. Cullers, Aye; Dr. Jamieson, Aye; Ms. Cook, Aye

Public Hearings:

Increased Transfer Station Tipping Fee:

Mr. Berry provided a PowerPoint presentation to the Board that included:

- Warren County Refuse cost per tonnage
- The current tipping fee, emphasizing that it has not changed since 2013
- The proposed tipping fee to \$79.00 per ton.
- Anticipated revenue from the increase
- The logistics of the transfer station tipping fees in correlation to the northeast
- Tipping fees from the surrounding areas
- Changes to the Town of Front Royal fees

Ms. Cullers opened the public hearing but there were no additional comments from the Board or public and the hearing was then closed.

On a motion by Mr. Butler, seconded by Ms. Cook, and the following vote, the Board authorized the Increased Transfer Station Tipping Fees rate for FY24-25 commencing July 1, 2024, at \$79.00 per ton for commercial/industrial solid waste and \$40.00 per ton for municipal/residential solid waste. The actual fee will be based upon NET WEIGHT as demonstrated by the use of a vehicle scale.

Mr. Stanmeyer, Aye; Mr. Butler, Abstain; Ms. Cullers, Aye; Dr. Jamieson, Aye; Ms. Cook, Aye

Increased Transfer Station Gate Fees:

Mr. Berry described the Increased Transfer Station Gate Fees as follows:

- Tires
 - Up to 16 inches: \$2.00 without rim and \$3.00 with rim
 - Up to 19 inches: \$8.00 without rim and \$10.00 with rim
 - Up to 24.5 inches: \$10.00 without rim and \$12.00 with rim
 - Tractor tires (cut into quarters): \$32.00
 - Off-road equipment & Super-single truck tires: not accepted
- Farm Animals
 - No Longer accepted
- Yard Waste/Stumps/Brush
 - Residential Brush: No Charge
 - Residential trunks or stumps greater than 10": \$79 per ton
 - Commercial Brush (no stumps): \$79 per ton
- Additional Charges
 - Tires in load: \$20.00
 - Skid steer tracks in load: \$50.00
 - Reload fee: \$50.00
 - Biohazard processing fee: \$100.00

Ms. Cullers opened the public hearing and below is a list of individuals who spoke regarding this hearing:

- **Stephanie Schafer** – spoke to the Board suggesting an incentive for people to dump trash in the proper place emphasizing the 180 tires disposed of in Shenandoah Farms.
- **Leslie Mathews** – suggested the location for the shooting range to be used for recycling the tires.

There were no additional comments from the public or Board and the hearing was then closed.

On a motion by Dr. Jamieson, seconded by Ms. Cook, and the following vote, the Board approved the increased fees for the Warren County Transfer Station.

Ms. Cook, Aye; Dr. Jamieson, Aye; Ms. Cullers, Aye; Mr. Butler, Aye; Mr. Stanmeyer, Aye

New Business:

Consent Agenda:

1. Festival Permit Request from the Warren County Fair Association
2. Festival Permit Request from the Appaloosa Music Festival
3. Renewal VRSA 2024-2025 Warren County
4. Renewal VRSA 2024-2025 Warren County Volunteer Fire/EMS
5. Contract Award for Health Insurance Consulting Services
6. Citizen Re-Appointment - Dr. James Bergida to the Warren County Finance/Audit Committee
7. Citizen Re-Appointment - Dr. Kathleen Johnson to the Warren County Finance/Audit Committee
8. Citizen Re-Appointment - Leslie Mathews to the Warren County Finance/Audit Committee
9. Authorization to Advertise for Public Hearing - Proposed Lease Agreement of 262 Fishnet Blvd., Front Royal, VA 22630
10. Authorization to Advertise for Public Hearing - Proposed Lease Agreement of Hangar A5 to Rich Payne
11. Return of Ambulance from Town of Front Royal
12. Re-Appointment - John Bell to the Old Dominion Community Criminal Justice Board and Old Dominion Alcohol Safety Action Program Board
13. Budget and Appropriation Resolution for FY 2024-2025 **(Removed for Discussion)**
14. Reclassification of Communications Director
15. Award Recommendation: Microsoft GCC Agreement
16. Operation Ceasefire Grant Award
17. Citizen Appointment(s) to the Industrial Development Authority of The Town of Front Royal and The County of Warren, Virginia, doing business as the Economic Development Authority **(Removed for Discussion)**
18. Renewal of Memorandum of Understanding for Fiscal Agency services with the Industrial Development Authority of The Town of Front Royal and The County of Warren, Virginia, doing business as the Economic Development Authority. **(Removed for Discussion)**

On a motion by Dr. Jamieson, seconded by Mr. Butler, and the following vote, the Board approved the consent agenda as amended.

Ms. Cook, Aye; Dr. Jamieson, Aye; Ms. Cullers, Aye; Mr. Butler, Aye; Mr. Stanmeyer, Aye

#13 - Budget and Appropriation Resolution for FY 2024-2025:

Ms. Cullers asked if there were any additional comments or questions before the final vote on the budget. Ms. Cook thanked all those involved in answering her questions.

On a motion by Dr. Jamieson, seconded by Mr. Butler, and the following vote, the Board adopted the Resolution Approving Fiscal Year 2024-2025 Budget and Appropriating Funds for Warren County, Virginia

Mr. Stanmeyer, Aye; Mr. Butler, Aye; Ms. Cullers, Aye; Dr. Jamieson, Aye; Ms. Cook, Aye

#17 - Citizen Appointment(s) to the Industrial Development Authority of The Town of Front Royal and The County of Warren, Virginia, doing business as the Economic Development Authority

On a motion by Mr. Butler, seconded by Mr. Stanmeyer, and the following vote, the Board appointed David McDermott to the Industrial Development Authority of The Town of Front Royal and The County of Warren, Virginia,

doing business as the Economic Development Authority to fill an unexpired term lasting from June 25th, 2024, to February 28th, 2025.

Ms. Cook, Aye; Dr. Jamieson, Aye; Ms. Cullers, Aye; Mr. Butler, Aye; Mr. Stanmeyer, Aye

18 - Renewal of Memorandum of Understanding for Fiscal Agency services with the Industrial Development Authority of The Town of Front Royal and The County of Warren, Virginia, doing business as the Economic Development Authority.

On a motion by Mr. Butler, seconded by Ms. Cook, and the following vote, the Board authorized the County Administrator to execute the Agreement for Fiscal Agency Services on behalf of the County.

Mr. Stanmeyer, Aye; Mr. Butler, Aye; Ms. Cullers, Aye; Dr. Jamieson, Aye; Ms. Cook, Aye

Shenandoah Farms SD Revenue Sharing updates and cancelations -Old Oak IV Update, Youngs Drive update, Lake Drive update & Old Oak V and Western Lane Cancellation

Mr. Berry stated that in terms of the Old Oak IV update, due to the initial box culvert manufacturing plant closure, the completion date for the Old Oak IV project has been delayed from the original June 2024 date. VDOT has been notified of the change in the project completion date. Based upon discussions with the box culvert manufacturer and construction contractors, we anticipate final project completion to be October 1, 2024. The contractor plans to continue construction at the end of June and is currently on budget as reported to VDOT each month.

In terms of the Old Oak V cancelation, Mr. Berry stated that the current VDOT approved funding is \$1,105,000, and due to the significant design restraints, the project cost could escalate to approx. \$3.5 million. This project should be eliminated as a VDOT Revenue Sharing project and completed internally. The Western Lane has also been determined to not be a viable project. It will not meet VDOT standards and cannot be completed within the current budget of \$625,000. This Revenue Sharing project should be eliminated due to anticipated concerns and lack of funding. This project will be added to the Shenandoah Farms Sanitary District internal project list and completed internally later, upon funding approval.

On a motion by Mr. Stanmeyer, seconded by Mr. Butler, and the following vote, the Board eliminated Old Oak V and Western Lane II, Revenue Sharing Projects as they have been deemed not viable and are underfunded projects. I also move to authorize the County Administrator to send formal notification of cancelation of these projects to VDOT. And authorized the Warren County Public Works Department to complete the Old Oak V project internally, and budget not to exceed \$500,000 without additional approval.

Ms. Cook, Aye; Dr. Jamieson, Aye; Ms. Cullers, Aye; Mr. Butler, Aye; Mr. Stanmeyer, Aye

Adjournment:

On a motion by Dr. Jamieson, seconded by Mr. Stanmeyer, and the following vote, the meeting was adjourned at 8:39 PM

Mr. Stanmeyer, Aye; Mr. Butler, Aye; Ms. Cullers, Aye; Dr. Jamieson, Aye; Ms. Cook, Aye