

MINUTES
VIRGINIA OUTDOORS FOUNDATION (VOF)
BOARD OF TRUSTEES MEETING
9/28/17

ATTENDEES:

Trustees:

Ms. Steph Ridder, Chair
Mrs. Viola Baskerville
Ms. Eleanor Brown
Mr. John Richardson
Ms. Elizabeth Obenshain
Mr. Thomas Slater
Mr. Brent Thompson

Consultants:

Richard Mahevich, Office of the Attorney General
Sean Ryan, Hodges Partnership
Josh Dare, Hodges Partnership

Other Attendees:

Rex Linville, Piedmont Environmental Council
Nancy Ambler, Woodthrush Conservation
Tom Burke, attorney
Peggy Stevens, interested public
Ellen Shepherd, VaULT
Mr. and Mrs. Buchanan, landowners
Pete Glubiak, attorney

Staff:

Brett Glymph, Executive Director
Justin Altice, Stewardship Specialist
Bobbie Cabibbo, Executive Assistant
Anna Chisholm, Administrative Director
Brian Fuller, Assistant Stewardship Director
Leslie Grayson, Deputy Director of Policy & Acquisitions
Harry Hibbitts, Assistant Stewardship Director
Abbe Kennedy, Stewardship Specialist
Martha Little, Deputy Director, Stewardship
Martha Morris, Stewardship Specialist
Dave Morton, IT/GIS Manager
Erika Richardson, Assistant Stewardship Director

APPROVAL OF THE ORDER OF BUSINESS

Motion made by Mr. Richardson to approve the order of business; motion seconded by Ms. Obenshain and passed unanimously.

CLOSED SESSION FOR DISCUSSION AS PROVIDED FOR IN THE CODE OF VIRGINIA §2.2-3711(A)(7) & (A)(3)

Motion made by Ms. Obenshain: “Madam Chair, I move that the Board go into a closed meeting pursuant to Section 2.2-3711.A.3 and Section 2.2-3711.A.7 of the Code of Virginia for

1. discussion or consideration of the acquisition of real property for a public purpose, and of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board with respect to Atlantic Coast Pipeline and the Mountain Valley Pipeline conversion applications under 10.1-1704 of the Code of Virginia; and Smith Farm donation; and
2. for consultation with legal counsel and briefings by staff members pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiation or litigating posture of the public body, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel:
 - a) Specifically, regarding the Atlantic Coast Pipeline Project and the Mountain Valley Pipeline and associated applications of the Atlantic Coast Pipeline and the Mountain Valley Pipeline under the 10.1-1704 of the Code of Virginia;
 - b) RACC v. VOF, pending in Rockbridge Co. Circuit Court;
 - c) PAA/PEC mediation matter;

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- d) Boundary Line Adjustment request of Howard Armistead with respect to Ohrstrom easement in Bath County.

This closed meeting will be attended only by members of the Board. However, pursuant to Section 2.2- 3712 (F), the Board requests counsel, the Executive Director, the Deputy Director of Policy and Acquisition, the Deputy Director of Stewardship, Deputy Director of Easements, the Assistant Director of Stewardship, & the Executive Assistant, Communications Manager and the consultants from Hodges Partnership, to attend this meeting when topics are applicable, as it believes their presence will reasonably aid the Board in its consideration of topics that are the subject of the meeting.” Motion seconded by Mr. Richardson and passed unanimously.

The chair re-opened the meeting at 1:10 pm and Bobbie Cabibbo read the certification:

“WHEREAS, The Board of Trustees conducted a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and WHEREAS, Section 2.2-3712.D of the Code requires a certification by this Board that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby certifies that, to the best of each member’s knowledge, only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board.”

Certified: Ms. Brown said aye; Ms. Obenshain said aye; Mrs. Baskerville said aye; Ms. Ridder said aye; Mr. Richardson said aye; Mr. Thompson said aye and Mr. Slater said aye.

PUBLIC COMMENTS

Public comments were opened at 1:19 pm

Mr. Burke, attorney representing Mr. and Mrs. Brown spoke against the request for BLA by Mr. Armistead

Rex Linville commented on the agenda possible 1704 Albemarle cell tower on the Agenda. He wants to ensure that the requirements for a 1704 to be valid are fulfilled and his comments are on file with the permanent record of this meeting.

Public comments ended 1:27 pm

APPROVAL OF MINUTES

A motion was made by Mr. Slater to approve the minutes from the June 22, 2017 Board of Trustees; motion seconded by Mr. Richardson and passed unanimously.

Motion made by Mr. Slater to approve the minutes from June 22, 2017 Energy and Infrastructure Committee Meeting; motion seconded by Mr. Richardson and passed unanimously.

EXECUTIVE DIRECTOR’S REPORT

Brett Glymph, Executive Director, reported that the next meeting on October 16, 2017 at State Corporation Commission (SCC) will include the Atlantic Coast and Mountain Valley Pipelines as well as other matters. She announced that: the 2018 calendar will include 8 -10 meetings to accommodate emerging issues as well as strategic planning; the collections on the \$1.00 deed recordation fee has continued to climb; a subcommittee has been formed to examine all Virginia tax preferences and the commonwealth’s tax policy as a whole. Brett informed the trustees that *Enrichmond* has been awarded two grant rounds of AmeriCore volunteers to work at the East End Cemetery. VOF is participating in the Virginia Public Lands Day at Bull Run Natural Area Preserve (BRNAP) and had a successful community event and that perhaps next year we will combine the two.

DIRECTORS REPORTS

Anna Chisholm, the Administrative Director reported the creation of a new application to use with iPhones that allows staff to take more accurate GIS points and replace other outdated equipment. The app was developed by an intern and VOF’s Mike Hallock-Salomon. Anna also announced that VOF has received a grant for a VISTA

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volunteer for southwest office and reported that the RFP for the Strategic Plan will be awarded within the next few weeks.

Leslie Grayson, filling in for the deputy director of easements, delivered the easement division report: a) at the Stage 1 meetings 176 projects were reviewed of which 90 have been presented to trustees; b) there is an increase in amendment requests and staff has worked on over 40 amendments of which 17 have added acreage.

Leslie Grayson, Deputy Director - Policy and Acquisitions reviewed the Owned Lands Report remarking that from April 15 through Sept 10th there were 6542 visitors to BRNAP. She also shared that new grant money is now available. From the Dupont Settlement \$19.5M will be used for conservation and protection in the South River and southern fork of the Shenandoah watershed. From the Surry-Skiffes Creek fund \$12.5M will be available for grants for land protection and conservation on the James River.

Martha Little, Deputy Director - Stewardship reported that the SCC new minimum guidelines for transmission lines have been released. VOF took part in the process and our comments and ideas have been incorporated. There are two power line issues active – Remington/Gordonsville which may come back before the board if a wider right of way is needed; and the Remington/Doomsday line. Martha reminded trustees that her staff provide services to our landowners vs. just monitoring.

STEWARDSHIP ITEMS

Justin Altice, Stewardship Specialist, presented the Golden Springs Equestrian Center – Motion made by Mr. Richardson to approve, albeit retroactively the 45,000-sq. ft. farm building; motion seconded by Mr. Slater and passed unanimously.

Abbe Kennedy, Stewardship Specialist, presented the Buchanan Landowner Request for Review – Mrs. Buchanan spoke about their need to make their land work for them and continue the family tradition of farming. Motion made by Mr. Slater to allow the poultry house at 39,312 sq. ft.; to approve the screening plan and the nutrient plan as presented; motion seconded by Mrs. Baskerville and passed unanimously.

Brian Fuller, Assistant Director of Stewardship presented the Johnson VA Code Section 10.1-1704 Cell Tower Proposal - no action was requested or taken on this proposal.

CONSENT AGENDA - PRESERVATION TRUST FUND LAND CONSERVATION PROJECTS

Motion made by Mr. Richardson to approve the PTF Consent Agenda as listed below with the following correction:

- Morgan E. & Lyndsey T. Croft/Augusta County - add public infrastructure expansion (PIE) language for 25ft from centerline.

Motion seconded by Mr. Slater and passed unanimously.

Daniel A. Brenda K. Cash and Shane S. Cash-Appomattox County -1668 +/- acres

Newton W. & Connie B. Crim-Shenandoah County -136.683 acres

Morgan E. and Lyndsey T. Croft-Augusta County -168.54 acres

Carl Randolph Dehart and Brenda McCormick Dehart-Montgomery County -196 +/- acres

Thomas E. H. Edmunds – Ben Lomond-Lunenburg County -643.76 acres

Steven B. and Crysti B. Hopkins-Louisa County -90 +/- acres

Steven B. and Crysti B. Hopkins and Graham R. Daniels, Life Estate – “Riverview”-Louisa County-434 +/- acres

Sensabaugh-Rockbridge County - 293.154 acres

Thompson, Jack R & Jane B.-Accomack County - 140.59 acres

Wrights Farm, LLC-Augusta County - 119.34 acres

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CONSENT AGENDA - LAND CONSERVATION PROJECTS

Motion made by Mr. Richardson to approve the Consent Agenda as listed below with the following corrections:

- Remove the Debra G. Speyer proposed easement from consideration (not shown below)
- Font Hill, Essex County – The legal description acreage is 1398 acres/ GIS research indicates 1156 acres; Easement Summary 12 houses in one place on the form, and 10 houses in another but the staff recommends six parcels and 12 houses.
- Wright's Island Game Club – Charles City County - replacement maps were provided (they are on file with the permanent record of this meeting) with correct acreage 1460+/- and to clarify that because of federal grant requirements, both lodge sites totaling up to ten acres are not included in the acreage offered for easement.

Motion seconded by Ms. Brown and passed unanimously.

Thomas M. Aker, Teresa E. Aker, Nathan A. Aker, Jennifer Aker & Brittney Aker-Wythe County -101.509 acres

C. Todd Beazley-Caroline County -643 +/- acres

Rueben L. Blanton, Jr.-Amelia County-506 +/- acres

Joseph F. Borzelleca and Ellen L. Brock-Rockbridge County-131.020 acres

Elizabeth C. & Garland Flippen & Elizabeth Conner Flippen, Trustee of The Elizabeth Conner Flippen
Revocable Trust-King William County-363.1 acres

Gerald K. & Joanna G. Haines-Amherst County-786.80 acres

Michael E. and Kimberly O. Hopkins – portion of Riverview Farm-Louisa County-83 +/- acres

Robin S. Klearman-Nelson County-131.9 acres

Lonnie C. and Mary Beth E. Moore Jr.-Halifax County -111.894 acres

Oxbowe Farm, LLC-Augusta County-440 +/- acres

David F. and Nanette S. Partlett-Rockbridge County-37.98 acres

Rusty Bucket, LLC-Bland County-418 +/- acres

Virginia B. Payne aka Virginia B. Payne Sasser, aka Virginia Blackburn Payne Sasser, Elizabeth Garnett Hester,
Virginia Mason Hester Graham, and George Franklin Hester II/Font Hill-Essex County-1,398.22 acres

Virginia B. Payne aka Virginia B. Payne Sasser, aka Virginia Blackburn Payne Sasser, , Virginia Mason Hester
Graham, Elizabeth Garnett Hester, and George Franklin Hester II / Mount Pleasant-Essex County-1060
+/- acres

Robert B. Tucker Harrisburg Farm-Charlotte County-294.11 acres

Wright's Island Game Club (WIGA)-Charles County City/James City-1469 acres

Emmanuel Zunz-Buckingham County-165.56 acres

At 2:52 a motion was made by Ms. Ridder to adjourn; motion seconded by Ms. Obenshain and passed unanimously.