BOARD OF SUPERVISORS MINUTES

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, January 5, 2010, beginning at 7:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: Shannon C. Abbs; Zack Burkett; S. Teel Goodwin; Grover C. Wilson; and Lee H. Frame. Also present: Julie G. Jordan, Acting County Administrator; Sharon E. Pandak, County Attorney; and Donna D. Curry, Chief Deputy Clerk.

RE: ORGANIZATIONAL MEETING

Ms. Jordan called the meeting to order and stated that the first order of business was to elect a Chairman for the 2010 year.

RE: ELECTION OF CHAIRMAN

Ms. Jordan opened the floor for nominations for Chairman. Mr. Goodwin nominated Mr. Frame. There being no other nominations, the floor was closed for nominations.

Roll call vote:

Abbs: Aye
Burkett: Abstain
Goodwin: Aye
Wilson: Aye
Frame: Aye

RE: ELECTION OF VICE-CHAIRMAN

Chairman Frame opened the floor for nominations for Vice-Chairman. He nominated Mr. Goodwin. The being no other nominations, the floor was closed for nominations.

Roll call vote:

Abbs: Aye
Burkett: Aye
Goodwin: Aye
Wilson: Aye
Frame: Aye

RE: APPOINTMENT OF CLERK AND DEPUTY CLERK

Chairman Frame opened the floor for nominations for Clerk and Chief Deputy Clerk. Mr. Goodwin moved to appoint Julie G. Jordan to serve as Clerk and Donna D. Curry to serve as Chief Deputy Clerk to the Orange County Board of Supervisors for the year 2010. The floor was closed for nominations. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: DETERMINATION OF TIE BREAKER

No action was taken by the Board at this time.

RE: DETERMINATION OF 2010 REGULAR MEETING SCHEDULE

The Board discussed the date and time of meetings for 2010. Following discussion, Mr. Burkett moved, seconded by Mr. Goodwin and carried, to adopt the following resolution, as amended, setting forth the days, time and place of the regular meetings of the Board to be held during the ensuing months:

A RESOLUTION TO ESTABLISH THE 2010 BOARD OF SUPERVISORS REGULAR MEETING SCHEDULE

WHEREAS, section 15.2-1416 of the Code of Virginia, 1950, as amended requires this Board to adopt a resolution setting forth the days, time and place of the regular meetings of the Board to be held during the ensuing months.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Orange County Board of Supervisors regular meetings will be held in the Gordon Building, 112 West Main Street, Orange, Virginia, unless otherwise stated, on the following dates and starting at the following times:

January 5 at 7:00 PM

January 12 at 4:00 PM

January 26 at 7:00 PM

February 9 at 4:00 PM

February 16 at 7:00 PM

February 23 at 7:00 PM

February 25 at 7:00 PM

March 2 at 7:00 PM

March 4 at 7:00 PM

March 9 at 4:00 PM

March 11 at 7:00 PM

March 23 at 7:00 PM

April 6 at 7:00 PM

April 8 at 7:00 PM

April 13 at 4:00 PM

April 27 at 7:00 PM

May 11 at 4:00 PM

May 25 at 7:00 PM

June 8 at 4:00 PM

June 22 at 7:00 PM

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July 13 at 4:00 PM

July 27 at 7:00 PM

August 10 at 4:00 PM

August 24 at 7:00 PM

September 14 at 4:00 PM

September 28 at 7:00 PM at the Lake of the Woods Clubhouse, Locust Grove

October 12 at 4:00 PM

October 26 at 7:00 PM

November 16 at 4:00 PM

December 14 at 4:00 PM

December 28 at 7:00 PM

IT IS FURTHER RESOLVED that pursuant to the authority set forth in section 15.2-1416 of the Code of Virginia, 1950, as amended, that if the Chairman, or Vice-Chairman is unable to act, finds and declares that the weather or other conditions are such that it is hazardous for the members to attend a regularly scheduled meeting, such declared meeting shall be continued to the following Tuesday, to begin at 7:00 PM, and to be held in the Board Meeting Room.

Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: REVISION OF BY-LAWS

Mrs. Pandak briefly reviewed and explained the proposed revisions to the Board By-laws. Following a brief discussion, the Board requested that this item be tabled until its meeting on January 12, 2010.

RE: <u>APPOINTMENT OF BOARD MEMBERS AND STAFF TO VARIOUS BOARDS</u>,

COMMISSIONS, COMMITTEES, AND ORGANIZATIONS

Mr. Burkett moved, seconded by Mr. Goodwin and carried, to approve the following Board member committee assignments as presented:

ORANGE COUNTY BOARD OF SUPERVISORS 2010 COMMITTEE ASSIGNMENTS

Economic Development Authority
Fleet Vehicles Subcommittee
Ordinance Review Committee
Solid Waste Subcommittee
Tourism Subcommittee
Water Committee
Supervisors Burkett and Frame
Supervisors Burkett and Frame
Supervisors Wilson and Frame
Supervisors Abbs and Burkett
Supervisors Goodwin and Frame

Shannon Abbs: Gordonsville Town Council Liaison
District One Orange County Planning Commission

Rappahannock River Basin Commission

Thomas Jefferson Community Criminal Justice Services Board

Tourism Subcommittee VACo Legislative Liaison

Zack Burkett: Economic Development Authority
District Two Fleet Vehicles Subcommittee

Lake Anna Advisory Committee
Ordinance Review Committee

Tourism Subcommittee

Workforce Investment Board Chief Local Elected Officials (CLEO)

Teel Goodwin: Vice-Chairman
District Three Airport Commission

Economic Development Authority Orange Downtown Alliance Orange Town Council Liaison

Water Committee

Grover Wilson: Rappahannock-Rapidan Planning District Commission

District Four Solid Waste Subcommittee

Lee Frame: Chairman of the Board of Supervisors

District Five Fleet Vehicles

Lake of the Woods Board of Directors Liaison Local Emergency Planning Commission* Orange County Nursing Home Commission Ordinance Review Committee Solid Waste Subcommittee Water Committee

*This appointment goes along with Chairmanship.

Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: ADOPTION OF AGENDA

Mr. Burkett moved, seconded by Mr. Wilson and carried, to adopt the agenda as modified. Ayes: Abbs; Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: RESOLUTION RATIFYING DECLARATION OF STATE OF EMERGENCY

Ms. Pandak explained that on Sunday, December 20, 2009, pursuant to §44-146.21 VA Code Ann., the Chairman of the Board of Supervisors, as the local director of Emergency Management and after consultation with the Acting County Administrator, declared a state of emergency in the County because it was apparent that the effects of a major snowstorm could result in substantial injury or harm to the population and property in Orange County. An end to the state of emergency was declared at noon on Tuesday, December 22, 2009. Therefore, the Board needs to ratify the declaration of a state of emergency for the period of time from Sunday, December 20, 2009 through noon of Tuesday, December 22, 2009.

Mr. Burkett moved, seconded by Mr. Goodwin and carried, to adopt the following resolution as presented:

RATIFY DECLARATION OF EMERGENCY DUE TO SNOW STORM

WHEREAS, beginning on Saturday, December 19, 2009, Orange County was impacted by a major snowstorm which ultimately dumped 24 inches of snow on the County, and created extremely hazardous conditions; and

WHEREAS, on December 18, 2009, the Governor declared a state of emergency for the Commonwealth; and

WHEREAS, on Sunday, December 20, 2009, pursuant to § 44-146.21 VA Code Ann., the Chairman of the Board of Supervisors, as the local director of Emergency Management and after consultation with Acting County Administrator, declared a state of emergency in the County because it was apparent that the effects of the snowstorm could result in substantial injury or harm to the population and property in Orange County and in order to activate the local Emergency Operations Plan to immediately address this emergency; and

WHEREAS, the Emergency Management Co-coordinator recommended that a state of emergency be declared; and

WHEREAS, an end to the state of emergency was declared at noon on Tuesday, December 22, 2009;

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to § 44-146.21 VA Code Ann., the Orange County Board of Supervisors does hereby ratify the declaration of a state of emergency for the period from Sunday, December 20, 2009 through noon of Tuesday, December 22, 2009; and be it

FURTHER RESOLVED that the Board of Supervisors does hereby also ratify the end of the declared state of emergency as of noon on Tuesday, December 22, 2009; and be it

FURTHER RESOLVED that the Board of Supervisors authorizes application to the State and/or Federal government for reimbursement of qualifying expenditures made by qualifying entities during the state of emergency; and be it

FINALLY RESOLVED that the Board of Supervisors expresses its sincere appreciation to its employees and other persons who assisted with addressing this emergency in Orange County.

Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: APPOINTMENT OF THE ZONING ADMINISTRATOR

The Board deferred action on this issue until after the Closed Meeting.

RE: BOARD OF SUPERVISORS LETTER OF SUPPORT FOR PROPOSED CLINIC

Chairman Frame explained that the Department of Veterans Affairs Office is searching for a Community Based Outpatient Clinic (CBOC) to be located in the greater Fredericksburg area. Mansour Azimipour is submitting an application to locate the proposed facility in property that he owns off of Route 3. Mr. Azimipour has requested a letter of support from the Board on behalf of his application. Chairman Frame read the proposed letter of support for the Board's consideration.

Mr. Wilson moved, seconded by Mr. Burkett and carried, to authorize the Chairman to sign the letter of support on behalf of the Orange County Board of Supervisors. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None

Mr. Azimipour thanked the Board for its support.

RE: AUTHORIZATION FOR CLOSED MEETING

At 8:06 p.m., Ms. Pandak read the following resolution authorizing Closed Meeting:

WHEREAS, the Board of Supervisors of Orange County desires to discuss in Closed Meeting the following matter:

 Discussion, consideration or interviews of prospective candidates for employment of the County Administrator, performance of specific employees and legal matters and advice related thereto (§ 2.2-3711.A.1 and 7 VA Code Ann.);

WHEREAS, pursuant to §§2.2-3711.A.1 and 7 VA Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County does hereby authorize discussion of the aforestated matters in Closed Meeting.

Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: <u>CERTIFICATION OF CLOSED MEETING</u>

At 8:54 p.m. Ms. Pandak read the following resolution certifying the Closed Meeting:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County does hereby certify that to the best of each member's knowledge, i) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the Closed Meeting to which this certification applies, and ii) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed or considered by it.

Mr. Burkett moved, seconded by Mr. Goodwin and carried, to approve the Closed Meeting Certification resolution as presented. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: ACTION FOLLOWING CLOSED MEETING

RE: APPOINTMENT OF THE ZONING ADMINISTRATOR

Mr. Burkett moved, seconded by Mrs. Abbs and carried, to approve the following resolution as presented:

OFFICIAL APPOINTMENT OF ZONING ADMINISTRATOR

WHEREAS, the Board of Supervisors of Orange County has been advised that it did not formally appoint a Zoning Administrator upon the departure of the previous Zoning Administrator who was also the Director of Community Development, the elimination of the Department of Community Development, and the creation of the Department of Planning to handle zoning, among other matters, on July 1, 2009;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County hereby appoints the Planning Director as the Zoning Administrator effective July 1, 2009, and directs that the Planning Director shall serve as Zoning Administrator.

Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: <u>APPOINTMENT OF COUNTY ADMINISTRATOR</u>

Mr. Goodwin moved, seconded by Mr. Burkett and carried, to appoint Julie G. Jordan as the new County Administrator. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: CALENDAR

By consensus, the Board scheduled its annual retreat on Saturday, January 23, 2010 and Sunday, January 24, 2010 beginning at 9:00 a.m. both days.

By consensus, the Board scheduled a joint dinner meeting with the Orange County Extension Office during its dinner break on Tuesday, February 9, 2010.

RE: BOARD COMMENT

Chairman Frame stated that Orange County is getting a very fine County Administrator. He stated that Ms. Jordan's promotion to County Administrator is well deserved and well earned.

Mrs. Abbs stated that since November 4, 2009, Ms. Jordan and her staff have done a great job.

RE: <u>ADJOURNMENT</u>
There being no further business to discuss, Mr. Burkett moved to adjourn the meeting at 8:57 p.m. Mr. Goodwin seconded the motion. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.