BOARD OF SUPERVISORS MINUTES

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, January 25, 2011 beginning at 5:00 p.m., in the Lobby of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: Lee H. Frame, Chairman; Shannon C. Abbs, Vice-Chairman; Zack Burkett; S. Teel Goodwin; and Grover C. Wilson. Absent: None. Also present: Julie G. Jordan, County Administrator; Sharon E. Pandak, County Attorney; and Donna D. Curry, Chief Deputy Clerk.

RE: <u>CLOSED MEETING AUTHORIZATION</u>

At 5:12 p.m., Ms. Pandak read the following resolution:

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

 Actual litigation and legal advice related thereto, where consultation in open meeting would adversely affect the litigating posture of the County (§2.2-3711.A.7 VA Code Ann.);
and

WHEREAS, pursuant to §§2.2-3711.A.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 matter in Closed Meeting.

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

RE: CERTIFICATION OF CLOSED MEETING

At 6:01 p.m., Ms. Pandak read the following resolution certifying the Closed Meeting:

WHEREAS, the Board of Supervisors of Orange County has this day adjourned into Closed Meeting in accordance with a formal vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Freedom of Information Act requires certification that such Closed Meeting was conducted in conformity with the law;

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.

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

RE: RECESS

The Board recessed at 6:01 p.m. for dinner and reconvened at 7:00 p.m. in Open Meeting.

RE: CALL TO ORDER

Chairman Frame called the meeting to order. He explained that the meeting was being held in the Lobby due to the elevator being down for repairs and the need to be handicap accessible. He stated that the meeting was going to be abbreviated due to the situation.

He invited the Weeblos – Den Pack 97 to lead the Pledge of Allegiance. Supervisor Burkett led the invocation.

RE: ADOPTION OF AGENDA

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

RE: PUBLIC COMMENT

Chairman Frame opened the floor for public comment. The following individuals spoke:

Peter C. DePaolis, Attorney for the Estate of Jason Goodman, commented on a claim that has been filed for an accident in Lake of the Woods; and

Kevin Cook, 18545 Brick Church Road, and Robert Blakely commented on water issues at Mr. Cook's home.

There being no additional speakers, public comment was closed.

Chairman Frame noted that public comment regarding Redistricting had been scheduled for this meeting. He welcomed anyone in the audience wishing to comment on Redistricting to do so. There being none, he stated that the Redistricting public comment would be offered at the meeting on February 1, 2011 at 7:30 p.m.

RE: RECESS

Mrs. Abbs moved to recess the meeting to Tuesday, February 1, 2011, beginning at 7:00 p.m.

Mr. Burkett inquired about the Robin Smith Claim which is on the agenda for action and clarified that no one was in the audience waiting for an opportunity to address the Board.

Mr. Goodwin seconded the motion to recess the meeting. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.