BOARD OF SUPERVISORS MINUTES **April 24, 2012**

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, April 24, 2012 beginning at 5:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: S. Teel Goodwin, Chairman; Lee H. Frame, Jr., Vice-Chairman; Shannon C. Abbs; Grover C. Wilson; and James K. White. Absent: None. Also present: Julie G. Jordan, County Administrator; Sharon Pandak, County Attorney; and Ashley Jacobs, Chief Deputy Clerk.

RE: ADOPTION OF AGENDA

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

RE: CONSENT AGENDA

Mr. Frame moved, seconded by Mr. Wilson and carried, to approve the consent agenda as presented.

RE: SUPPLEMENTAL APPROPRIATIONS

The Board approved the following supplemental appropriations:

COUNTY OF ORANGE, VIRGINIA
FY11-12 SUPPLEMENTAL APPROPRIATIONS

MONTH	DEPT	ACCOUNT DESCRIPTION	AMOUNT	Funding Source
April 24, 2012 **for FY2012**				
	Sheriff	Community Policing Academy	$ 1,450.00	Donations
	Subtotal Sheriff		**$ 1,450.00**	
	Animal Shelter	Emergency Vet	$ 866.25	Donations
	Subtotal Animal Shelter		**$ 866.25**	
		Total this meeting	**$ 2,316.25**	
		Total Year to Date	**$ 2,906,338.03**	

RE: RESOLUTION OF RECOGNITION FOR EMMET AYLOR

The Board approved the following resolution as presented:

RESOLUTION BY THE ORANGE COUNTY BOARD OF SUPERVISORS

WHEREAS, Mr. Emmet Aylor is currently an 8th grade honor student who attends Prospect Heights Middle School and lives in Barboursville, Virginia, with his Mother, Beth; Father, Allen; and Brother, Sid; and

WHEREAS, Emmet, along with his family, has dedicated their time and efforts to many local charities, organizations and fundraisers, through Emmet's efforts, donating well over $2,000.00; and

WHEREAS, Emmet has a long list of awards and accomplishments, including but not limited to: the 2007 UVA Children's Network Walk for Kids where he raised $1,500.00; the 2009 Boys & Girls Club Youth of the Year Junior; the 2009 & 2010 Garvis-Huff Outstanding Youth Nom

inee; the 2010 Kohl's Kid Who Cares Store Winner and the 2011 Boys & Girls Club Youth of the Year; and

WHEREAS, Emmet is always willing to lend a helping hand and an open heart to all; and

WHEREAS, Emmet has never shied away from a challenge and has never let any obstacle prevent him from achieving the many tasks that he sets out to accomplish;

NOW, THEREFORE BE IT RESOLVED, that the Orange County Board of Supervisors extends its appreciation and admiration to Mr. Emmet Aylor for his outstanding citizenship, and positive example for all.

RE: RESOLUTION OF RECOGNITION FOR PASTOR ART AND SUE SNOOTS
The Board approved the following resolution as presented:

RESOLUTION BY THE ORANGE COUNTY BOARD OF SUPERVISORS

WHEREAS, Pastor Art Snoots, wife Sue Snoots and sons Wayne, A.T., and Shawn, moved from the Tidewater area to Central Virginia and started attending Daystar Worship Center in 1979; and

WHEREAS, Pastor Art Snoots served as interim pastor three times prior to becoming the Associate Pastor on September 12, 1981, and

WHEREAS, Pastor Art Snoots became Daystar Worship Center's full-time pastor on March 2, 1982; and

WHEREAS, their congregation began with 30 members and now has increased to approximately 100 members; and

WHEREAS, Pastor Art Snoots, has attended and faithfully pastored for over thirty years and attended along with his wife and family, as members of the Daystar Worship Center; and

WHEREAS, Pastor Art Snoots and his family should not go unnoticed as outstanding citizens and as faithful parishioners of the Daystar Worship Center;

NOW, THEREFORE BE IT RESOLVED, that the Orange County Board of Supervisors extends its appreciation and admiration to Pastor Art Snoots and his family for their dedication and service to the County of Orange and Daystar Worship Center.

RE: RESOLUTION FOR BUSINESS AND INDUSTRY APPRECIATION WEEK
The Board approved the following resolution as presented:

RESOLUTION FOR BUSINESS & INDUSTRY APPRECIATION WEEK

WHEREAS, Orange County is the home of over 800 business and industry employers providing approximately 8250 jobs and generating annual payrolls in excess of $180,000,000; and

WHEREAS, business and industry in Orange County offers a broad range of employment opportunities in agriculture, commercial and manufacturing services, and provide a stable revenue base to help support County and Town public services including education and public safety; and

WHEREAS, Orange County has always endeavored to promote balanced growth and development by recognizing the importance of its historic and scenic land and water resources along with the need to provide jobs and incomes to the citizens of Orange County and future generations; and

WHEREAS, the jobs and investments created by business and industry have contributed greatly to Orange County's growth and prosperity and recognition as one of Virginia's most outstanding communities to work and live;

NOW, THEREFORE, BE IT RESOLVED THAT: the Orange County Board of Supervisors, Gordonsville Town Council, Orange Town Council, and Orange County Chamber of Commerce hereby salute our existing business and industry employers and express sincere appreciation for their outstanding contributions to Orange County's economy and employment base;

AND BE IT FURTHER RESOLVED THAT: the week of May 13-19, 2012 is hereby declared Business and Industry Appreciation Week in Orange County and the Towns of Gordonsville and Orange.

RE: MINUTES

The Board approved the following minutes:

- April 10, 2012 Regular Meeting

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

RE: PUBLIC APPEARANCES

RE: RECOGNITION OF HIGH ROLLER'S CLASSIC WINNER

Tim Moubray, Parks and Recreation Director, commented on the First Annual High Roller's Classic Event held on Saturday, April 14, 2012, and thanked all of the participants. Mr. Moubray presented the first place trophy to Chairman Goodwin, as captain of the Orange County All-Stars Team. Chairman Goodwin commented on the enjoyment and exercise the event brought to him and his team.

RE: BUSINESS SPOTLIGHT

Tony Wilson, owner of Wilson Auction Company, Inc., appeared before the Board to spotlight his Auction Company located in Rhoadesville, Virginia. He thanked the Board for allowing him to discuss his auction business. Mr. Wilson described the vital online component of his business and detailed a few of his marketing techniques. He also described his other business, Tony's Auto Parts, one of the County's largest recyclers, established in 1987.

Mr. Wilson explained that he and his wife employ seven full-time employees and three part-time employees. He commented that they are always looking for ways to grow and explained the networking groups he belongs to within the County. Discussion ensued regarding: the real estate market as it pertains to his auction company; the County's Economic Development business database; and the Lead Share meetings held on Thursday mornings at the Orange County Airport.

RE: PRESENTATION OF RESOLUTION FOR EMMET AYLOR

Supervisor Abbs presented the Resolution of Recognition to Mr. Emmet Aylor.

RE: VDOT PRESENTATION/WORKSESSION ON PROPOSED SIX-YEAR PLAN

David Cubbage, Northern Residency Administrator, appeared before the Board to provide an introduction to Greg Banks, Programming and Investment Management Official for the Culpeper Residency Office.

Supervisor White requested Virginia Department of Transportation (VDOT) to do a speed study on Village Road in Unionville, Virginia. Mr. Cubbage agreed to get his study on the schedule.

Greg Banks described the proposed VDOT Six Year Plan. He stated that funding scenarios are bleak and he gave a brief overview of the proposed budget. He detailed the main priorities for Orange County, including Route 629, Catharpin Road, and Route 603.

Discussion ensued about the future secondary priority list (Auxiliary List), the need to remove Clarks Mountain Road from the County's Auxiliary list of projects; the work completed to date on Clarks Mountain Road, and the funding received for utility fees.

Mr. Banks thanked the Board for their time and noted that the would be returning for the proposed Six Year Plan Public Hearing on Tuesday, May 8, 2012, at 7:30 p.m.

RE: EVERLASTING BEAUTY OUTREACH PROPOSAL

Debra Strother, Minister, appeared before the Board to present her proposal to operate the Everlasting Beauty Outreach Program in the former Sheltering Arms Facility. She stated that she wants to expand her current ministry and give back to the community. Ms. Strother explained that the Everlasting Beauty Outreach Program is a six-step program which strives to educate women and help them become reestablished.

Discussion ensued regarding funding sources for the program (private donations); the history of the program to date; and the current condition and annual operating costs of the former Sheltering Arms Facility.

Julie Jordan, County Administrator, offered to provide Ms. Strother with information pertaining to the annual operating costs and existing maintenance needs of the building.

RE: GATEWAY STUDY PRESENTATION

Zann Nelson, gave a brief introduction to Glenn Stach, Project Manager with Hill Studio, who presented the Gateway Study to the Board. Mr. Stach commented that he believes the Route 3 Corridor to be an important landscape for the County. He stated that a number of stakeholders participated in the Gateway Study including: preservationists, the public, county officials, key landowners, and others.

Mr. Stach noted that the stakeholders examined the County's cultural resources, the tran sportation network, Wal-Mart's proposed market share, and other applicable patterns. He provided potential scenarios and implementation strategies for the Route 3 Corridor, in addition to success indicators.

Discussion ensued regarding the number provided in the Study of estimated visitors to the County's battlefield(s) and the Board's evaluation of the numbers offered in the Study. Supervisor Frame indicated that while he is not sure if the Study will drive the Orange County economy, he does feel that it provides good suggestions. Supervisor White also commented that funding mechanisms need to be in place to follow through with some of the scenarios suggested, and that there are a number of other steps that need to be taken before implementation strategies are begun.

RE: PUBLIC COMMENT

At 6:27 p.m. Chairman Goodwin opened the floor for public comment. There being no speakers, public comment was closed.

RE: BOARD COMMENT

There were no comments at this time.

RE: INFORMATION ITEMS

The Board received the following correspondence for its information:

- Treasurer's Report
- CSA Monthly Report for March
- Economic Development/Tourism Priorities Database Memorandum

RE: CALENDAR

The Board received copies of its calendar for the months of April, May, and June 2012.

RE: SCHEDULE SPECIAL MEETING FOR MAY 3, 2012, AT 4:00 P.M. AT DOGWOOD VILLAGE MEETING ROOM

By consensus, the Board requested staff to schedule a Special Meeting of the Board of Supervisors, on May 3, 2012, located at 120 Dogwood Lane, Orange, Virginia, at 4:00 p.m., for Closed Meeting for one personnel matter related to consideration of prospective candidates for employment pursuant to §2.2-3711.A.1 VA Code Ann.

RE: SKYDIVE ORANGE NEW HANGAR RIBBON CUTTING SCHEDULED FOR THURSDAY, MAY 17, 2012, AT 4:30 P.M.

Julie Jordan, County Administrator, informed the Board of the Ribbon Cutting Ceremony scheduled for SkyDive Orange's New Hangar on Thursday, May 17, 2012, at 4:30 p.m. She also reminded the Board of the Business and Industry Appreciation Event to be held at 5:30 p.m. at Booster Park following the SkyDive Orange event.

RE: POTENTIAL JOINT SCHOOL BOARD RETREAT DATES (SATURDAY BETWEEN JULY 14 – AUGUST 18, 2012) AND POTENTIAL JOINT PLANNING COMMISSION MEETING REQUESTED BY PLANNING COMMISSION CHAIRMAN GOODWIN

By consensus, the Board directed the County Administrator to continue to work on the potential dates for the Joint School Board Retreat as discussed in the Board's 2012 Board Retreat and also the potential Joint Planning Commission Meeting requested by Planning Commission Chairman Goodwin. Additionally, the Board agreed to provide the County Administrator with their avoid dates July 14, 2012, through August 18, 2012.

RE: CLOSED MEETING

At 6:33 p.m. Ms. Pandak read the following motion authorizing Closed Meeting:

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

- One matter related to land and easement acquisition for a public purpose where discussion in an open meeting would adversely affect the bargaining position of the County, probable litigation, and legal advice related thereto (§2.2-3711.A.3 and 7 VA Code Ann.);

- One matter of disposition of publicly held real property where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board and legal advice related thereto (§2.2-3711.A.3 and 7 VA Code Ann.);

- One matter of acquisition of real property for a public purpose where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board and legal advice related thereto (§2.2-3711.A.3 and 7 VA Code Ann.)

- One personnel matter related to consideration of prospective candidate for appointment (§2.2-3711.A.1VA Code Ann.);

- *Strong v. Board of Supervisors* litigation; and

WHEREAS, pursuant to §§2.2-3711.A. 1, 3 and 7 VA Code Ann., such discussion(s) 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(s) in Closed Meeting.

Mrs. Abbs made a motion, seconded by Mr. Frame and carried, approving the resolution as presented. Ayes: Abbs, Goodwin, Wilson, Frame, White. Nays: None.

RE: CERTIFICATION OF CLOSED MEETING

At 7:35 p.m. Ms. Pandak read the following resolution certifying 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.

Mr. Frame made a motion, seconded by Mrs. Abbs and carried, approving the resolution as presented. Ayes: Abbs, Goodwin, Wilson, Frame, White. Nays: None.

RE: PUBLIC HEARING

At 7:35 p.m., Chairman Goodwin called the public hearing to order to receive comments on the following:

REZ 11-04: Application by George D. Carter, owner, requesting a rezoning of approximately 2.87 acres ("Subject Property") from Limited Residential (R-1) to General Commercial (C-2) subject to nine (9) proffered conditions set forth within a document filed with the Department of Planning and Zoning on March 13, 2012. The application states that the rezoning is requested in order to permit overflow parking from the adjacent commercially-zoned portion of the same parcel. The Subject Property is a portion of the property identified on Orange County Tax Map 32 as Parcel 69 ("Parcel 32-69") and is currently zoned R-1 (Limited Residential). Parcel 32-69 has frontage on Route 20 and is the site of Village Motorsports, 23436 Constitution Highway (Route 20), approximately 0.4 miles west of Zachary Taylor Highway (Route 522). The Subject Property is designated as Agricultural on the Future Land Use Map. Rezoning of the Subject Property to C-2, subject to the proffered conditions, would allow a range of commercial uses by right, as set forth within Section 70-482 of the Orange County Zoning Ordinance, *except* for uses specifically excluded by a set of proffered development conditions filed with the Department of Planning and Zoning on March 13, 2012 ("Proffered Conditions"). The Proffered Conditions *exclude* the following commercial uses: convenience store, fast food restaurant, any business with a drive-through facility, an automobile sales or service business (except for motorcycle sales, service and repair), and the Proffered Conditions otherwise establish limitations on and requirements for the use of the Subject Property. This application, including the Proffered Conditions, seeks to establish C-2 zoning for the entire acreage of Parcel 32-69 and to establish one set of proffered development conditions for the entirety of Parcel 32-69. The Proffered Conditions are the same set of proffered conditions proposed by the applicant within PROF MOD 11-04 (referenced therein as "Proposed Amended Proffers"), advertised this same date.

PROF MOD 11-04: Application by George D. Carter, owner, requesting a modification of proffers currently applicable to 2.54 acres ("Subject Property") of the property identified on Orange County Tax Map 32 as Parcel 69 ("Parcel 32-69"). Parcel 32-69 has frontage on Route 20 and is the site of Village Motorsports, 23436 Constitution Highway (Route 20), approximately 0.4 miles west of Zachary Taylor Highway (Route 522). The use and development of the Subject Property is currently subject to eight (8) conditions proffered by the applicant and approved by the Board of Supervisors on October 14, 1997 and subsequently amended by the Board of Supervisors on November 10, 2009 at the request of the property owner ("1997 Proffers, as amended"). The Subject Property is designated as Agricultural on the Future Land Use Map, and is currently zoned C-2 (General Commercial) subject to the 1997 Proffers, as amended. This application for a proffer modification seeks to amend the language of several of the existing proffers and to add new conditions, as set forth within the Proposed Amended Proffers filed with the Department of Planning and Zoning on March 13, 2012 ("Proposed Amended Proffers"). Further, the application proposes to subject the entire acreage of Parcel 32-69 to the Proposed Amended Proffers, including that portion of Parcel 32-69 currently zoned R-1 (Limited Residential).

The following individuals spoke:

- Joanna Davies, 24026 Village Road, Unionville, Virginia 22567
- Jack Keaveny, 23551 Village Road, Unionville, Virginia 22567
- Anita Marshall, Village Road, Unionville, Virginia 22567 (comments presented by Joanna Davies)
- Francis L. Allen, 23363 Village Road, Unionville, Virginia 22567
- Cathy Crickenberger, 23521 Village Road, Unionville, Virginia 22567
- Howard Crickenberger, 23521 Village Road, Unionville, Virginia 22567
- Greg Hebler, 23494 Village Road, Unionville, Virginia 22567
- Barbara Parks, 23494 Village Road, Unionville, Virginia 22567
- V.R. Shackelford, 147 West Main Street, Orange, Virginia 22960
- Jack Snyder, 12574 Chicken Mountain Road, Orange, Virginia 22960
- Lucretia Wolfcale, 22485 Clarks Mountain Road, Rapidan, Virginia 22733
- Thomas Bundy, 13049 St. Just Road, Unionville, Virginia 22567

Clark Leming, Legal Counsel for the Applicant, George D. Carter, made a presentation to the Board regarding both applications and provided clarification regarding the Proffer Modification Application as compared to the Rezoning Application. Mr. Leming also provided a brief background of the history of these applications.

There being no other speakers, Chairman Goodwin closed the public hearing at 8:14 p.m.

Lisa Robertson, of Sharon Pandak's Office, and Gregg Zody, Planning Director, presented the revised Proffer Modifications as submitted by the Applicant on April 24, 2012. She explained that Proffer Five, Proffer Eight, and Proffer Seven have been revised from the March 13, 2012, Proffers as submitted. She explained that this Application for modification includes defining hours of operation, specific prohibited activities and equipment.

Discussion ensued regarding: the enforcement of noise and the need to treat it as a zoning violation; the sufficiency of the Proffer Modifications as presented; Proffer Five and its revised language; the operation of vehicles; site plan procedure and its effect on the neighboring land owners; Proffer Nine and its revised language; screening and buffering of the property; the addition of the word "demonstration" into the revised Proffer Five language; and the feelings of the neighbors on the revised Proffers as submitted on April 24, 2012, and the need for the neighbors to be able to review the Proffers as submitted.

Mr. White moved, to approve Proffer Modification 11-04 pursuant to the proffers submitted by the applicant, George D. Carter, on April 24, 2012, with the addition of the word "demonstration" to proposed Proffer Number Five. Motion died for lack of a second.

Mrs. Abbs moved, seconded by Mr. Frame and carried, to table Proffer Modification 11-04 to the May 8, 2012, meeting. Ayes: Abbs, White, Wilson, Frame. Nays: Goodwin.

Mr. Frame moved, seconded by Mr. White and carried, to table Rezoning 11-04 to the May 8, 2012, meeting. Ayes: Abbs, White, Goodwin, Wilson, Frame. Nays: None.

RE: RECESS

The Board took a brief recess at 8:51 p.m.

RE: RECONVENE

The Board reconvened at 9:02 p.m.

RE: ACTION ITEMS

RE: RESOLUTION FOR CONDEMNATION FOR PUBLIC USE/ORANGE COUNTY AIRPORT OF PROPERTY OWNED BY HELEN MARIE TAYLOR, 1.364 ACRE PORTION OF TAX MAP 45-4

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

APPROVE CONDEMNATION FOR OPERATION OF COUNTY AIRPORT OF PROPERTY OWNED BY HELEN MARIE TAYLOR, 1.364 ACRE PORTION OF TAX MAP 45-4

WHEREAS, the Board of Supervisors of Orange County has authorized acquisition of land and easements in order to meet State and Federal Aviation Administration requirements for the Orange County Airport and to ensure proper operation of the Airport, and for which grant

funding has been secured; and

WHEREAS, the County's consultant has advised that the County acquire in fee simple property located at the eastern corner of Rt.20 and Bloomsbury Road, which consists of 1.364 acres and is a portion of Tax Map parcel No. 45-4 as shown on the attached plat, and is owned by Helen Marie Taylor, and over which the County has an avigation easement; and

WHEREAS, the County needs to acquire the property for the proper operation of the Orange County Airport, which is owned and operated by the County and is a public facility, and in order to comply with Federal Aviation Administration and other requirements for the Runway Protection Zone ("RPZ") and related uses of the property;

WHEREAS, because this land is within the RPZ, the Federal Aviation Administration ("FAA") requires the Airport/County to have a controlling interest in such land, for the protection of personnel on the ground; and

WHEREAS, the County has made an offer of $110,000 to Mrs. Taylor to purchase said property, which offer is based the full amount of an independent appraisal by Milton-May Appraisal Company of Lynchburg, Virginia, and a review of this appraisal by ERA Hallmark Properties of Lynchburg, Virginia, and copies of these appraisals have been provided to Mrs. Taylor; and

WHEREAS, Mrs. Taylor through her counsel has rejected that offer, and it is apparent that no agreement can be reached with the landowner on compensation to be paid or other terms of purchase or settlement; and

WHEREAS, a public hearing has been duly advertised and held;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County does hereby approve the initiation of condemnation proceedings in order to acquire for the aforesaid Airport operations the property located at the eastern corner of Rt.20 and Bloomsbury Road, consisting of 1.364 acres and which is a portion of Tax Map parcel No. 45-4, and is owned by Helen Marie Taylor; and

BE IT FURTHER RESOLVED that the Board certifies that it has reviewed the proposed acquisition of this property for purposes of complying with § 1-219.1 VA Code Ann., and concluded that it has no reasonable alternative to condemnation.

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

RE: LETTER TO SENATOR WARNER AND CONGRESSMAN CANTOR REGARDING FEDERAL PROCUREMENT

Julie Jordan, County Administrator explained, that the II Corps Consultants, Inc. group is working to remove the barriers preventing Orange County businesses from competing in certain Federal procurement processes. Ms. Jordan further stated that James "Andy" Jackson with II Corps Consultants, Inc. has requested the Board write letters of support to his communication to Senator Warner and Congressman Cantor, which she summarized for the Board. Ms. Jordan noted that staff has drafted letters of support from the Board per Mr. Jackson's request. She further noted that these letters to Senator Warner and Congressman Cantor endorse the sentiments of the II Corps Consultants, Inc. group regarding Federal procurement processes and the need to expand opportunities for Orange County businesses.

Mr. Frame moved, seconded by Mr. White and carried, to authorize the Chairman to execute letters to Senator Warner and Congressman Cantor regarding Federal procurement processes.

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

RE: CLOSED MEETING ACTION

Mrs. Abbs moved, seconded by Mr. White and carried, to initiate a public hearing on the proposed deletion of County Code Section 54-27 (Division of Land in the Agricultural Zoning District) of the Subdivision Ordinance and applicable cross references to such section.

Ayes: Abbs, White, Goodwin, Wilson. Nays: Frame.

Supervisor Abbs commented that she wants the Board to slow down and have thoughtful dialogue as they work diligently towards finding the means necessary to accomplish what they hope to achieve. She also commented that the repeal of this section removes the sense of time-ticking.

Supervisor Frame commented that he did not want to utilize the same rush to judgment and does not support the motion because he feels an alternative should be in place before certain language of the Subdivision Ordinance is repealed.

Supervisor White commented that he has seconded the motion before the Board in an effort to give the issue clearer focus.

Supervisor Goodwin commented that he felt the repeal of certain language in the Subdivision Ordinance is a step in the right direction.

By consensus, the Board requested the Planning Commission to hold its public hearing on the proposed deletion of County Code Section 54-27 (Division of Land in the Agricultural Zoning District) of the Subdivision Ordinance and to make a recommendation to the Board of Supervisors by June 8, 2012. Additionally, the Board scheduled its public hearing on the proposed deletion of County Code Section 54-27, for Tuesday, June 26, 2012, at 7:30 p.m. at Orange County High School (201 Selma Road, Orange, Virginia 22960).

RE: APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

By consensus, the Board re-appointed:

- Rose Bowman as a District Three Representative on the Social Services Board, for a four year term beginning on July 1, 2012, with said term expiring June 30, 2016.
- Lee Frame as an At-Large Representative to the Rapidan Service Authority, for a four year term beginning on June 25, 2012, with said term expiring June 24, 2016.
- Maurice “Bud” Moody as an At-Large Representative to the Rappahannock Emergency Medical Services Council, for a four year term beginning on July 1, 2012, with said term expiring June 30, 2016.
- Marcia Poole as a District One Representative on the Library Board, for a four year term beginning on July 1, 2012, with said term expiring June 30, 2016.
- Selven Powell as a District Five Representative on the Library Board, for a four year term beginning on July 1, 2012, with said term expiring June 30, 2016.
- Joanne Herndon as a District Four Representative on the Social Services Board, for a four year term beginning on July 1, 2012, with said term expiring June 30, 2016.

- Eugene Ernst as an At-Large Representative to the Litter Control Committee, for a two year term beginning on July 1, 2012, with said term expiring June 30, 2014.

By consensus, the Board appointed:

- Jim Crozier as a District Four Representative on the Economic Development Authority, filling an unexpired term beginning on April 25, 2012, with said term expiring December 31, 2014.

By consensus, the Board recommended for re-appointment to the Circuit Court:

- R. Duff Green as the District Three representative on the Orange County Board of Zoning Appeals, for a five year term beginning July 1, 2012, with said term expiring June 30, 2017.

RE: DISCUSSION ITEMS

RE: LANDFILL CONSTRUCTION TIMELINE

Kurt Hildebrand, Director of Public Works, presented the Board with the Orange County Landfill Cell Number One Development timeline. He stated that the bid opening for the contract for construction of Cell One is schedule for May 3, 2012, and that at the May 8, 2012, Board meeting the Board will be presented with the results. He concluded by noting that the Landfill construction timeline is aggressive and that the weather will need to cooperate to fulfill the deadlines noted on the timeline.

RE: BOARD OF SUPERVISORS TASK LIST – FOLLOW-UP ACTION PLAN

Julie Jordan, County Administrator, presented the Board with the Two Year Priority Timeline as discussed at the April 10, 2012, meeting. Discussion ensued regarding particular tasks for Priority Two regarding the Route 3 Corridor Stakeholder meeting(s). The Board determined that they would meet with Ms. Jordan individually to provide further comments.

RE: COMMITTEE REPORTS

There were no committee reports.

RE: CLOSED MEETING

At 9:41 p.m. the Board re-entered Closed Meeting.

RE: CERTIFICATION OF CLOSED MEETING

At 10:04 p.m. Ms. Pandak read the following resolution re-certifying 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.

Mr. Frame made a motion, seconded by Mrs. Abbs and carried, approving the resolution as presented. Ayes: Abbs, Goodwin, Wilson, Frame, White. Nays: None.

RE: ADJOURNMENT

There being no further business to discuss, Mrs. Abbs moved, seconded by Mr. Frame and carried, to adjourn the meeting at 10:05 p.m. Ayes: Abbs, Goodwin, Wilson, Frame, White. Nays: None.

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S. Teel Goodwin, Chairman

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Julie G. Jordan, County Administrator