

BOARD OF SUPERVISORS MINUTES

MAY 22, 2012

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, May 22, 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: Kurt Hildebrand, Acting County Administrator; Sharon Pandak, County Attorney; and Ashley Jacobs, Chief Deputy Clerk.

**Supervisor Abbs entered the meeting at 6:33 p.m.*

RE: ADOPTION OF AGENDA

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

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:

MONTH	DEPT	ACCOUNT DESCRIPTION	AMOUNT	FUNDING SOURCE
May 22, 2012 for FY2012				
	Animal Shelter	Emergency Vet	\$ 1,491.61	Donations
	Subtotal Animal Shelter		\$ 1,491.61	
	Animal Shelter	Vaccinations	\$ 1,170.00	Donations
	Subtotal Animal Shelter		\$ 1,170.00	
		Total this meeting	\$ 2,661.61	
		Total Year to Date	\$ 2,914,452.59	

RE: RESOLUTION OF RECOGNITION FOR COLEMAN "DIXIE" C. COLVIN

The Board approved the following resolution as presented:

**A RESOLUTION BY THE
ORANGE COUNTY BOARD OF SUPERVISORS**

WHEREAS, Coleman C. Colvin, age 86, passed away on May 8, 2012; and

WHEREAS, Mr. Colvin known by most as "Dixie" began his term on the Orange County Board of Supervisors in 1975 as a District Two Supervisor and served until 1979; and

WHEREAS, Mr. Colvin, was an honorable retiree of the United States Navy; and

WHEREAS, Mr. Colvin served dutifully on the Gordonsville Town Council; Orange County Nursing Home Commission; the Advisory Board of Nations Bank; the Orange Welfare Board; and the Gordonsville Fire Department as a 57 year member and past president; and

WHEREAS, Mr. Colvin was a member of Gordonsville United Methodist Church for many years; and

WHEREAS, Mr. Colvin strongly supported local business growth by owning and operating the former Dixie Food Market in Gordonsville; and

WHEREAS, Mr. Colvin at all times demonstrated a keen interest in the welfare of his community and the people he has served, and has left an ineffaceable mark on Orange County by his service, example, and dedication;

NOW, THEREFORE BE IT RESOLVED, that the Orange County Board of Supervisors, on behalf of the citizens of Orange County, expresses deep appreciation to and recognition of Coleman C. Colvin for his service as an honored and respected community leader.

RE: MINUTES

The Board approved the following minutes:

- May 8, 2012 Regular Meeting

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

RE: PUBLIC APPEARANCES

RE: RAPPAHANNOCK JUVENILE CENTER

Douglas Jones, Rappahannock Juvenile Center Superintendent, appeared before the Board to request additional funds be allocated to the Rappahannock Juvenile Center for Fiscal Year (FY) 2013. He explained that his initial request for funds was based off a 34 month average rather than a 36 month average and that this caused the Board to approve an allocation of funding for FY13 (upon adoption of the FY13 Budget) which was short of the necessary funding for the Center.

Discussion ensued regarding: submission of the funding request; the formula used to determine each County's share of funding; detention days for Orange County residents; the extreme difference between the original funding request and the current funding request; the formula used to generate the funding request; the need for the Board to better understand the Center's population statistics; and the debt service payment assumed by Orange County annually.

By consensus, the Board requested Douglas Jones, Superintendent of Rappahannock Juvenile Center, submit spreadsheets detailing the need for additional funding for FY2013 and communicate with the County's Finance Staff to justify the increase needed.

RE: BUSINESS SPOTLIGHT

Hanna Kappes, Owner of Shabby Love Furniture, appeared before the Board to spotlight her business. She stated that as the owner of Shabby Love she repurposes furniture and follows the motto that the "old is new." Ms. Kappes stated that she goes to yard sales, auctions, estate sales, and other similar sales and purchases furniture that she fixes and repurposes. She stated that she moved to Virginia approximately two years ago and began an online business of selling her furniture and re-doing custom pieces. She further stated that after a high demand for a store front to sell her pieces, she recently opened Shabby Love on Main Street in Orange. She also

stated that she incorporates the work of other local artists into her store inventory.

RE: REQUEST FOR COUNTY SPONSORSHIP

Art Magner, Trails Committee Chairman, appeared before the Board to request their support for his proposed trail riding event in Orange County. Mr. Magner explained that County Sponsorship would alleviate fees for various permits, assist with marketing efforts, and help contribute to the amount of money raised for the Orange County Parks and Recreation Department and future trail projects. Mr. Magner handed out an Economic Impact Study on the Horse Industry in Virginia; he also detailed the specific impact of the horse industry in Orange County.

Mr. Magner explained the proposed loop of the Trail Ride which would begin at Oakland Heights Farm, continue across Chicken Mountain Road, and conclude at Montpelier. Tim Moubray, Parks and Recreation Director, commented that he has been approached by Mr. Magner and stated that he thinks the event could be beneficial to the County, in that it can bring visitors to the County, and that funding for Parks and Recreation could be handled through a 501c3 and contribute to the future of Parks and Recreation.

Discussion ensued regarding the proposed date and specific details of the event. David Lamb, owner of Oakland Heights Farm, and Tom Chapman with Montpelier, also appeared before the Board to express their interest and support of the event and in trails in general. Discussion continued regarding the possibility of having the event on Constitution Day at Montpelier (September 22, 2012), and about Montpelier's approval process for the event. Supervisor White indicated that he would like to see a date set as soon as possible and that he would also like to formalize how the money raised will be divided and recorded.

By consensus, the Board agreed to conceptually support a trail riding event in Orange County, and asked Art Magner, Trails Committee Chairman, to provide more detail to the Board regarding the date of the event, where the event will take place, and creation of a 501-c3 non-profit organization to alleviate some of the financial aspects that the committee will endure in the future. Additionally, the Board authorized Staff to work with Mr. Magner as necessary to support the event.

RE: 2012 VIRGINIA ASSOCIATION OF CONVENTION AND VISITORS BUREAUS (VACVB) VIRGO AWARD PRESENTATION

Leigh Mawyer, Tourism Manager, appeared before the Board to announce the County's recent award of the 2012 Virginia Association of Convention and Visitors Bureaus (VACVB) Virgo Award, for Advertisements and Promotions for the Tourism Department's interactive new website: www.visitorangevirginia.com.

RE: PUBLIC COMMENT

At 5:51 p.m. Chairman Goodwin opened the floor for public comment. There being no speakers, public comment was closed.

RE: BOARD COMMENT

Supervisor White commented that the Business Spotlight is a great idea and that he is pleased that the Board has added this session to their agendas. Chairman Goodwin reminded the Board that any member can make a suggestion for a different business at each meeting, and that suggestions are welcome.

RE: ACTION ITEMS

RE: SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTION OF PROPOSED AMENDMENTS TO THE DANGEROUS AND VICIOUS DOG PROVISIONS OF THE COUNTY CODE TO INCORPORATE CHANGES MADE BY THE GENERAL ASSEMBLY

Sharon Pandak, County Attorney, informed the Board that due to amendments made to the Code of Virginia during the 2012 Session of the General Assembly, it is necessary to amend sections of the Orange County Code of Ordinances (the "County Code"). Ms. Pandak detailed the necessary amendments and discussion ensued regarding potential public hearing dates.

Mr. Frame moved, seconded by Mr. Wilson and carried, to approve the following resolution:

SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTION OF PROPOSED
AMENDMENTS TO THE DANGEROUS AND VICIOUS DOG PROVISIONS OF THE
COUNTY CODE TO INCORPORATE CHANGES MADE BY THE GENERAL
ASSEMBLY

WHEREAS, the General Assembly has enacted certain changes to the Virginia Code which require amendments to the County Code of Ordinances relating to dangerous and vicious dogs; and

WHEREAS, the Board wishes to consider amendments to the dangerous and vicious dog provisions pursuant to the changes enacted to § 3.2-6540 VA Code Ann.;

NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of Supervisors hereby authorizes the scheduling of a public hearing at 7:30 p.m. on Tuesday, July 10, 2012, to consider amendments to Chapter 6, Animals, Sec. 6-249 Registration Certificate Required, Sec. 6-250 Grounds for Issuance of Certificate, and Sec. 6-555 Distribution of Fees, as attached.

ATTACHMENT

Sec. 6-249. - Registration certificate required.

The owner of any animal found by a court to be a dangerous dog shall within ~~ten~~ *forty-five* days of such finding, obtain a dangerous dog registration certificate from the animal control officer for a fee of ~~\$50.00~~ *\$150.00*, in addition to other fees that may be authorized by law. The animal control officer shall also provide the owner with uniformly designed tag which identifies the animal as a dangerous dog. The owner shall affix the tag to the animal's collar and ensure that the animal wears the collar and tag at all times. ~~All~~ *By January 31 of each year, until such time as the dangerous dog is deceased, all* certificates obtained pursuant to this section shall be *updated and renewed annually* for the same a fee of *\$85.00* and in the same manner as the initial certificate was obtained. The animal control officer shall *provide a copy of the dangerous dog registration certificate and verification of compliance to the state veterinarian post registration information on the Virginia Dangerous Dog Registry.*

(Ord. of 12-8-2009; Ord. of _____)

Sec. 6-250. - Grounds for issuance of certificate.

(a) All certificates or renewals required to be obtained under section 6-249 shall only be issued to persons 18 years of age or older who present satisfactory evidence of the animal's current rabies vaccination, if applicable, and that the animal is and will be confined in a proper enclosure or is

and will be confined inside the owner's residence or is and will be muzzled and confined in the owner's fenced-in yard until the proper enclosure is constructed. In addition, owners who apply for certificates or renewals under this section shall not be issued a certificate or renewal unless they present satisfactory evidence that their residence is and will continue to be posted with clearly visible signs warning both minors and adults of the presence of a dangerous dog on the property, and the animal has been permanently identified by means of a tattoo on the inside thigh or by electronic implantation.

(b) All certificates or renewals required to be obtained under this section shall only be issued to persons 18 years of age or older who present satisfactory evidence that the animal has been neutered or spayed.

(c) All certificates or renewals required to be obtained under this section shall only be issued to persons who present satisfactory evidence that the owner has liability insurance coverage, at a value of at least \$100,000.00, that covers animal bites.

(d) The owner of any dog found to be dangerous shall register the animal with the Commonwealth of Virginia Dangerous Dog Registry within 45 days of such finding by a court of competent jurisdiction. The owner shall also cause the local animal control officer to be promptly notified of: (i) the names, addresses, and telephone numbers of all owners; (ii) all of the means necessary to locate the owner and the dog at any time; (iii) any complaints or incidents of attack by the dog upon any person or cat or dog; (iv) any claims made or lawsuits brought as a result of any attack; (v) tattoo or chip identification information or both; (vi) proof of insurance or surety bond; and (vii) the death of the dog.

(Ord. of 12-8-2009; Ord. of _____)

Sec. 6-255. - Distribution of fees.

All fees collected pursuant to this division, less the costs incurred by the animal control officer in producing and distributing the certificates and tags required by this division *and fees due to the state veterinarian for maintenance of the Virginia Dangerous Dog Registry*, shall be paid into a special dedicated fund in the county treasury for the purpose of paying the expenses of any training course required under Code of Virginia, § 3.2-6556.

(Ord. of 12-8-2009; Ord. of _____)

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

RE: SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTION OF PROPOSED AMENDMENTS TO DEFINITIONS IN THE LAND USE ASSESSMENTS PROVISIONS OF THE COUNTY CODE TO INCORPORATE CHANGES MADE BY THE GENERAL ASSEMBLY

Sharon Pandak, County Attorney, informed the Board that due to amendments made to the Code of Virginia during the 2012 Session of the General Assembly, it is necessary to amend sections of the Orange County Code of Ordinances (the "County Code"). Mrs. Pandak detailed the necessary amendments and discussion ensued regarding potential public hearing dates.

Mr. Frame moved, seconded by Mr. White and carried, to approve the following resolution:

SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTION OF PROPOSED AMENDMENTS TO DEFINITIONS IN THE LAND USE ASSESSMENTS PROVISIONS OF THE COUNTY CODE TO INCORPORATE CHANGES MADE BY THE GENERAL ASSEMBLY

WHEREAS, the General Assembly has enacted certain changes to the Virginia Code which require amendments to the County Code of Ordinances relating to real property taxes and land use assessments; and

WHEREAS, the Board wishes to consider amendments to the definitions of Sec. 58-382 pursuant to the changes enacted to § 58.1-3230 VA Code Ann.;

NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of Supervisors hereby authorizes the scheduling of a public hearing at 7:30 p.m. on Tuesday, July 10, 2012, to consider amendments to Chapter 58, Taxation, Sec. 58-382, Definitions, as attached.

ATTACHMENT

Sec. 58-382. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Real estate devoted to agricultural use means real estate devoted to the bona fide production for sale of plants and animals useful to man under uniform standards prescribed by the state commissioner of agriculture and consumer services in accordance with the Administrative Process Act (Code of Virginia, § 2.2-4000 et seq.), or devoted to and meeting the requirements and qualifications for payments or other compensation pursuant to a soil conservation program under an agreement with an agency of the federal government. *Prior, discontinued use of property shall not be considered in determining its current use.* Real estate upon which recreational activities are conducted for a profit or otherwise shall be considered real estate devoted to agricultural use as long as the recreational activities conducted on such real estate do not change the character of the real estate so that it does not meet the uniform standards prescribed by the commissioner. Real property that has been designated as devoted to agricultural use shall not lose such designation solely because a portion of the property is being used for a different purpose pursuant to a special use permit or otherwise allowed by zoning; provided that the property, excluding such portion, otherwise meets all the requirements for such designation. The portion of the property being used for a different purpose pursuant to a special use permit or otherwise allowed by zoning shall be deemed a separate piece of property from the remaining property for purposes of assessment. The presence of utility lines on real property shall not be considered in determining whether the property, including the portion where the utility lines are located, is devoted to agricultural use. In determining whether real property is devoted to agricultural use, zoning designations and special use permits for the property shall not be the sole considerations.

Real estate devoted to horticultural use means real estate devoted to the bona fide production for sale of fruits of all kinds, including grapes, nuts and berries; vegetables; nursery and floral products under uniform standards prescribed by the state commissioner of agriculture and consumer services in accordance with the Administrative Process Act (Code of Virginia, § 2.2-4000 et seq.); or real estate devoted to and meeting the requirements and qualifications for payments or other compensation pursuant to a soil conservation program under an agreement with an agency of the federal government. *Prior, discontinued use of property shall not be considered in determining its current use.* Real estate upon which recreational activities are conducted for profit or otherwise shall be considered real estate devoted to horticultural use as long as the recreational activities conducted on such real estate do not change the character of the real estate so that it does not meet the uniform standards prescribed by the commissioner. Real property that has been designated as devoted to horticultural use shall not lose such designation solely because a portion of the property is being used for a different purpose pursuant to a special use permit or otherwise allowed by zoning; provided that the property,

excluding such portion, otherwise meets all the requirements for such designation. The portion of the property being used for a different purpose pursuant to a special use permit or otherwise allowed by zoning shall be deemed a separate piece of property from the remaining property for purposes of assessment. The presence of utility lines on real property shall not be considered in determining whether the property, including the portion where the utility lines are located, is devoted to agricultural use. In determining whether real property is devoted to horticultural use, zoning designations and special use permits for the property shall not be the sole considerations.

Real estate devoted to forest use means land including standing timber and trees thereon, devoted to tree growth in such quantity and so spaced and maintained as to constitute a forest area under standards prescribed by the state forester pursuant to the authority set out in Code of Virginia, § 58.1-3240. *Prior, discontinued use of property shall not be considered in determining its current use.* Real property that has been designated as devoted to forest use shall not lose such designation solely because a portion of the property is being used for a different purpose pursuant to a special use permit or otherwise allowed by zoning; provided that the property, excluding such portion, otherwise meets all the requirements for such designation. The portion of the property being used for a different purpose pursuant to a special use permit or otherwise allowed by zoning shall be deemed a separate piece of property from the remaining property for purposes of assessment. The presence of utility lines on real property shall not be considered in determining whether the property, including the portion where the utility lines are located, is devoted to agricultural use. In determining whether real property is devoted to forest use, zoning designations and special use permits for the property shall not be sole considerations.

(Ord. of 6-27-2006; Ord. of 10-13-2009(1), Ord. of _____)

State law reference— Similar provisions, Code of Virginia, § 58.1-3230.

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

RE: CONTRIBUTION TO ORANGE COUNTY FAIR ASSOCIATION FOR FEE DONATION

As detailed in the memorandum provided by Julie Jordan, County Administrator, Kurt Hildebrand, Acting County Administrator, explained that the Orange County Fair Association has requested a fee donation for landfill fees associated with the 2012 Orange County Fair. Discussion ensued regarding the available FY13 funding for this purpose.

Mr. Frame moved, seconded by Mr. White and carried, to approve a fee donation request for Landfill fees associated with the Orange County Fair, which is scheduled to be held on July 26 -28, 2012.

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

RE: APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

There were no appointments at this time.

RE: DISCUSSION ITEMS

RE: HISTORIC RESOURCES SPREADSHEET

Jayson Woods, Tourism Services Coordinator, explained to the Board that per their request, he has been researching and collecting data on the County's historic and natural resources. Mr. Woods stated that currently, he has identified and gathered information on 222 historical resources and 35 natural resources. He provided a spreadsheet of these resources to the Board for their information and review and explained the various components of the spreadsheet. Mr.

Woods explained that the second phase of the project will be gathering more detailed historical information for use in a filing system.

Discussion ensued regarding: Mr. Woods' judgment used to include certain resources on the spreadsheet; other individuals who may be helpful in the data collection process; the possibility of having a defining characteristic listed for each resource based off of the period in which it was established and the possibility of being able to sort the resources based off of this information; old cemetery's in the County; and the need to make note of relevant documents to be included in the filing system.

RE: DRAFT COMPREHENSIVE PLAN

Gregg Zody, Planning Director, updated the Board on the status of the Comprehensive Plan Review. He stated that during the past three months considerable progress has been made to reorganize the structure of the document. He also stated that he hopes to have many of the mapping components from the Rappahannock Rapidan Regional Commission by June 1, 2012.

Supervisor White commented that he would like to have all of the various charts, maps, and exhibits available at the Joint Planning Commission/Board of Supervisors meeting on June 21, 2012, and that he would like to include specific points for discussion on the Joint Meeting agenda. Discussion ensued.

RE: BOARD OF SUPERVISORS AND PLANNING COMMISSION PROPOSED TIMELINE

Chairman Goodwin explained the proposed timeline created for future work of the Board of Supervisors and Planning Commission regarding the Comprehensive Plan, Zoning Ordinance, and Subdivision Ordinance. Discussion ensued about the timeline proposed for the Comprehensive Plan specifically and about the possibility of proposing a later presentation date to the Board of Supervisors to allow for more public input. Discussion continued regarding the need to have the language determined before advertising the document for a public hearing and about the importance of the Joint Planning Commission/Board of Supervisors meeting on June 21, 2012. Supervisor White agreed to communicate with Planning Commission Chairman Nigel Goodwin about whether or not to adjust the proposed timeline regarding the Comprehensive Plan.

RE: FUNDING REQUEST FROM GATEWAY STUDY GROUP

Chairman Goodwin stated that he recently met with Zann Nelson, with the Gateway Study Group, and that a request for financial support in the amount of \$5,000 has been received from the Gateway Study Group, for Phase II of the Study. Discussion ensued regarding: which stakeholders/groups will have input in the next phase of the Study; who will make financial contributions to the next phase of the Study; the critical need for an economic development driver; previous numbers/estimates provided by Phase I of the Study; the differences between Phase I and Phase II of the Study; outcomes of Phase II of the Study; the possibility of contributing a lesser amount than the requested \$5,000; and the assistance provided by County Staff aside from the monetary contribution.

Mr. White moved, seconded by Mr. Frame and carried, to appropriate \$2,000 from the Contingency Fund to the Gateway Study Group.

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

RE: POTENTIAL DISCRETIONARY CODE CHANGES AS A RESULT OF 2012 GENERAL ASSEMBLY ACTION

Supervisor Frame stated that as detailed in the memorandum from Sharon Pandak, County Attorney, discretionary Code changes were authorized as a result of 2012 General Assembly action. Discussion ensued regarding the proposed discretionary changes.

By consensus, the Board requested consideration of scheduling three public hearings to be added to the June 12, 2012, meeting agenda regarding three discretionary Code changes concerning: (1) the ability of localities to condition issuance of a local business license or land use authorization on payment of certain delinquent taxes and fees, including nuisance charges, stormwater management utility fees, and any other charges that constitute a lien on the subject property owned by the applicant to the locality; (2) the ability of localities to require a special use permit for the storage or disposal of nonagricultural excavation material, waste and debris if the excavation material, waste and debris are not generated on the farm, subject to the provisions of the Virginia Waste Management Act; and (3) the potential amendment to the County Code to include a more narrowly tailored definition of "wireless tower," which would result in fewer county reviews of tower modifications.

RE: INFORMATION ITEMS

The Board received the following correspondence for its information:

- Treasurer's Report
- CSA Monthly Report for April
- E911 Center Server Failure Report

RE: COMMITTEE REPORTS

There were no committee reports.

RE: CALENDAR

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

RE: SCHEDULE GROUNDBREAKING CEREMONY FOR WAL-MART

By consensus, the Board agreed that their most available date for the Wal-Mart Groundbreaking Ceremony is Tuesday, June 19, 2012, at 10:00 a.m. and requested Chief Deputy Clerk Ashley Jacobs communicate with the Wal-Mart officials and report back to the Board of Supervisors regarding the date that is officially set for the Ceremony.

RE: RECESS

The Board took a brief recess at 6:55 p.m.

RE: RECONVENE

The Board reconvened in Open Meeting at 7:01 p.m.

RE: PRESENTATION OF RESOLUTION OF RECOGNITION FOR WILLIAM G. ROBERTS

Supervisor Abbs presented the Resolution of Recognition to the family of William G. Roberts.

RE: CLOSED MEETING

At 7:05 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 of discussion concerning a prospective business or industry where no previous announcement has been made of the business' or industry's interest in locating in the community, and legal advice related thereto (§2.2-3711.A.5 and 7 VA Code Ann.);
- One personnel matter related to consideration of prospective candidates for employment, and legal advice related thereto (§2.2-3711.A.1 and 7 VA Code Ann.); and

WHEREAS, pursuant to §§2.2-3711.A. 1, 5 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 aforesated matter(s) in Closed Meeting.

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: CERTIFICATION OF CLOSED MEETING

At 8:03 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: ADJOURNMENT

There being no further business to discuss, Mr. Frame moved, seconded by Mrs. Abbs and carried, to adjourn the meeting at 8:03 p.m. Ayes: Abbs, Goodwin, Wilson, Frame, White. Nays: None.

S. Teel Goodwin, Chairman

Kurt Hildebrand, Acting County Administrator