

BOARD OF SUPERVISORS MINUTES

JULY 8, 2014

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, July 8, 2014, beginning at 4:00 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; James P. Crozier; and James K. White. Absent: Shannon C. Abbs. Also present: R. Bryan David, County Administrator; Thomas E. Lacheney, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: ADOPTION OF AGENDA

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

RE: CONSENT AGENDA

Mr. Crozier moved, seconded by Mr. White and carried, to approve the Consent Agenda as presented.

RE: FY14 SUPPLEMENTAL APPROPRIATIONS

The Board approved the following supplemental appropriations as presented:

DEPARTMENT	ACCOUNT DESCRIPTION	AMOUNT	FUNDING SOURCE
Child Care - OES	Wages - Part-Time	\$ 6,300.00	Program Fees
Child Care - OES	Food Supp. & Service	\$ 600.00	Program Fees
Subtotal Child Care - OES		\$ 6,900.00	
Sheriff's Office	Forfeited Asset Expenses	\$ 239.25	Forfeited Assets
Sheriff's Office	Forfeited Asset Expenses	\$ 36.82	Forfeited Assets
Subtotal Sheriff's Office		\$ 276.07	

RE: FY15 SUPPLEMENTAL APPROPRIATIONS

The Board approved the following supplemental appropriations as presented:

DEPARTMENT	ACCOUNT DESCRIPTION	AMOUNT	FUNDING SOURCE
Int. Crimes Against Children	Int. Crimes Against Children	\$ 6,000.00	Program Proceeds
Subtotal Internet Crimes Against Children		\$ 6,000.00	

RE: RESOLUTION FOR LEASE-PURCHASE TO DECLARE INTENTION TO REIMBURSE FROM THE PROCEEDS OF ONE OR MORE FINANCINGS

The Board adopted the following resolution as presented:

RESOLUTION OF THE BOARD OF SUPERVISORS OF ORANGE COUNTY, VIRGINIA
DECLARING ITS INTENTION TO REIMBURSE ITSELF FROM THE PROCEEDS OF ONE OR
MORE FINANCINGS FOR THE PURCHASE OF EQUIPMENT

WHEREAS, the Board of Supervisors of Orange County, Virginia (the "County") has determined that it may be necessary or desirable to advance money to pay initial costs of acquiring the equipment approved for lease-purchase as part of the FY15 budget process;

NOW, THEREFORE, BE IT RESOLVED, on this 8th day of July, 2014, that the Orange County Board of Supervisors hereby:

1. Adopts this declaration of official intent under Treasury Regulations Section 1.150-2;
2. Reasonably expects to reimburse any advances made by the County to pay the initial costs of acquiring two ambulances approved for lease-purchase as part of the FY15 budget process. The maximum amount of debt or other financing expected to be issued in one series for the equipment is \$500,000; and
3. Adopts this resolution effective July 9, 2014.

RE: RENEWAL OF CONTRACT WITH BOUND TREE FOR EMS MEDICAL SUPPLIES

The Board authorized staff to execute a contract with Bound Tree Medical, LLC for a twelve (12) month term per the original contract.

RE: MINUTES

The Board approved the following minutes:

- June 10, 2014 Regular Meeting
- June 24, 2014 Regular Meeting

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

RE: PUBLIC APPEARANCES

RE: EMPLOYEE OF THE QUARTER

R. Bryan David, County Administrator, presented the Employee of the Quarter award to Heather Joyce, Deputy Treasurer I, from the Treasurer's Office.

RE: SERVICE AWARDS

R. Bryan David, County Administrator, presented the following Service Award:

- | | | | |
|---|------------------|----------|---|
| - | Kendell Kniseley | 15 Years | Senior Admin. Assistant - Circuit Court |
|---|------------------|----------|---|

Receiving a Service Award, but not in attendance at the meeting, was:

- | | | | |
|---|------------------|----------|-------------------------------|
| - | Genevieve Strong | 10 Years | Library Aide |
| - | Michele Beamer | 15 Years | Branch Librarian |
| - | Gordon Kennon | 15 Years | Lt. Deputy - Sheriff's Office |

RE: BUSINESS SPOTLIGHT

Matt Boyer, Owner of Deep Roots Home and Garden, appeared before the Board to spotlight his business. He said Deep Roots was a family owned and operated business located

in Rhoadesville. They opened in January 2014 and were a fully-stocked garden center. Mr. Boyer indicated that Deep Roots was also an authorized Purina Feed center, and carried a selection of home décor and other animal supplies. He expressed that he was happy with his business in Orange.

The Board thanked Mr. Boyer for his presentation.

RE: 2014 - 2015 REAL ESTATE REASSESSMENT

Mr. Gary Eanes, representative of Wampler-Eanes Appraisal Group, Ltd., provided the Board an update on the upcoming Reassessment for real estate. He indicated that the Reassessment Office had begun being set-up and the first appraiser would likely be in the Orange office beginning in August.

Discussion ensued regarding: the wide distribution of real estate sales; local versus regional comps; providing adequate notification of who the assessors were when arriving to a site; how to gather and compare appropriate comps for the rural areas of the County; the variation in assessments for houses with lake frontage at Lake of the Woods; the determination of "condition" when completing an assessment; integration with the new financial software; when the first assessment visits would take place; how to address properties that have "Posted" signs; and providing notification to citizens for the upcoming reassessment.

The Board thanked Mr. Eanes for his presentation.

RE: PRESENTATION OF ORANGE COUNTY GEOGRAPHIC INFORMATION SYSTEM

Josh Frederick, Senior Planner, presented the new Geographic Information System (GIS) to the Board, which had recently gone live on the County's website.

Discussion ensued regarding: new features on this GIS versus the previous GIS; the frequency of updates to the information; how the updates would be completed; the timing of the transition to an in-house GIS and updates for public safety; issues with the current GIS vendor; and the overall completion of the GIS project (public safety, addressing, etc.).

The Board thanked Mr. Frederick for his presentation.

RE: E-911 CENTER BI-ANNUAL REPORT

Nicola Tidey, E-911 Center Director, presented the Bi-Annual Report to the Board, which included information on the following:

- Phone call volume for both hardline and wireless 911 calls;
- An increase in 911 calls for service;
- Staffing levels and retention rates;
- Contributing factors for staff retention and turnover;
- The operating status of all E-911 Center systems;
- Accomplishments for FY14; and
- Upcoming projects.

Discussion ensued regarding: "abandoned" calls; goals for call times; the implementation goal for "text to 911"; and CodeRED statistics.

The Board thanked Ms. Tidey for her presentation.

RE: PUBLIC COMMENT

At 5:01 p.m., Chairman Goodwin opened the floor for public comment.

The following individual spoke:

- Chuck Mason, Resident of Orange, Virginia

There being no further speakers, public comment was closed at 5:04 p.m.

RE: BOARD COMMENT

Supervisor Crozier commented on the great strides the County had made in the recent years, indicating that newer technology had been embraced. He added that it just wasn't acceptable to take 25 years to get an accurate system and map book for public safety response.

Chairman Goodwin stated that he really enjoyed the recent Playin' in the Park event that was sponsored by Parks and Recreation, Office on Youth, and Tourism. He said the fireworks were spectacular and it was a wonderful event that he hoped continued.

RE: ACTION ITEMS

RE: SUP 14-02: ELLEN PITERA, ON BEHALF OF ROUNTON FARM

Discussion ensued among the Board regarding: VOF restrictions; taxation of the property; use of the road leading to the property; reassessment values; and whether or not this would set a precedent because of the easement.

Mr. Crozier moved, seconded by Mr. White and carried, to adopt the following ordinance as presented:

ORDINANCE APPROVING SUP 14-02 FOR HOSTING PRIVATE, SPECIAL EVENTS WITH SOME OVERNIGHT LODGING ON TAX MAP NO. 30-18C AND 30-18E

WHEREAS, Ellen Pitera, on behalf of Rounton Farm, applied for a Special Use Permit to host private, special events with some overnight lodging regularly throughout the year on the Farm's property located at 10155 Rapidan Road in Orange, Virginia, and referenced as Tax Map No. 30-18C and 30-18E, containing a total of approximately 6.007 and 33.99 acres, respectively, pursuant to Section 70-303(12) of the Orange County Zoning Ordinance; and

WHEREAS, the request is a private recreational use pursuant to Section 70-303(12) and Section 70-333(4) of the Orange County Zoning Ordinance; and

WHEREAS, the Department of Planning and Zoning recommended approval of this Special Use Permit, subject to certain conditions; and

WHEREAS, the Planning Commission advertised and held a Public Hearing on the Special Use Permit request on May 1, 2014; and

WHEREAS, the Planning Commission considered whether the proposed Special Use Permit, as conditioned, would further the purposes of the Comprehensive Plan and the Zoning Ordinance; threaten the public health, safety, or welfare; be compatible with its surroundings; or would result in substantial detriment to the surrounding property; and

WHEREAS, the Planning Commission reviewed the request and determined that the request, as conditioned, was consistent with the considerations above, and, as such, recommended approval of the request to the Board of Supervisors; and

WHEREAS, the Board of Supervisors advertised and held a Public Hearing on the Special Use Permit request on June 10, 2014; and

WHEREAS, the Board of Supervisors motioned to table a decision on this Special Use Permit request until the July 8, 2014 meeting to allow for more information; and

WHEREAS, after deliberation, the Board of Supervisors has determined that public necessity, convenience, general welfare, and/or good zoning practice support approval of this Special Use Permit request;

NOW, THEREFORE, BE IT ORDAINED, on this 8th day of July, 2014, that the Orange County Board of Supervisors hereby approves SUP 14-02 for Tax Map No. 30-18C and 30-18E for a Special Use Permit to host private, special events with some overnight lodging regularly throughout the year, subject to the four (4) conditions as set forth below.

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

Staff Conditions for Approval

**As adopted in Ord. No. 140708 - 7A
by the Orange County Board of Supervisors
on July 8, 2014**

SUP 14-02: Ellen Pitera, on behalf of Rounton Farm

To host private, special events with some overnight lodging regularly throughout the year

Tax Map No. 30-18C and 30-18AE

The conditions of this Special Use Permit ("SUP") shall apply to the properties identified on County Tax Map 30 as Parcels 18C and 18E, as well as any future division or consolidation of said properties. Compliance is the responsibility of the applicant, owners, and assigns. The following conditions are intended to offset and mitigate impacts of the proposed development, and to render the application consistent with the applicable provisions of the Comprehensive Plan. If the conditions of the SUP or the information on the SUP plans are in conflict with one another or with the Zoning Ordinance, the more restrictive shall apply, unless, specifically modified, waived, or otherwise specified in these conditions.

1. Controlling Documents – Controlling documents shall be the conditions as set forth herein and the documents as submitted with the application.
2. Compliance – Use and development of the subject property shall be in substantial conformance with these conditions. The Zoning Administrator shall determine "substantial conformance." The business owner and/or property owner shall be responsible for obtaining all required site plan approvals, building permits, health permits, VDOT permits, zoning permits, and erosion and sediment control permits.

The business owner and/or property owner shall be responsible for complying with all local, State, and Federal laws and regulations that are applicable to the business.

3. Uses – This SUP shall permit the hosting of private events and related temporary lodging as generally referred to on the site plan and described in the application.
4. Performance Standards –
 - a. Per recommendations by the Culpeper Soil and Water Conservation District, in their comment letter dated March 25, 2014:

- i. "Fields damaged by parking [or any other activity related to the Special Use] shall be amended, seeded, and mulched to re-establish a uniform stand of vegetation mature enough to inhibit erosion."
- b. Per recommendations by VDOT, in their comment letter dated March 28, 2014, a plat shall be submitted to the County and VDOT for review within nine (9) months of approval by the Board of Supervisors, which shows the following:
 - i. "Intersection sight distance (Rounton Farm entrance / Route 615) shall be illustrated and verified by a Virginia licensed Land Surveyor for compliance with VDOT specifications and requirements. Sight easements shall be designated and reserved as required. No plantings, structures, etc. shall be placed, installed, or remain within the limits of the intersection sight distance triangle that obstruct the required line of sight for ingress/egress."
 - ii. "Prior to the implementation of activities as proposed in SUP 14-02 (ex: proposed trips 50-100 per typical event), the existing entrance shall be upgraded to commercial entrance standards. A VDOT Land Use Permit shall be obtained for construction of the commercial entrance (\$7,500 (min.) bond obligation & \$250 fee must be obtained.)"
- c. In order to maintain the integrity of the Scenic Byway designation of Rapidan Road (Route 615), no additional signage shall be permitted along the road in relation to the Special Use.

RE: AWARD OF WIRELESS POINT TO POINT RADIO MAINTENANCE CONTRACT

Stephanie Straub, Procurement and Grant Coordinator, explained that Orange County released a solicitation on May 15, 2014, for Wireless Point to Point Radio Maintenance Services. She noted that the Request for Proposal was advertised on the County's website, in The Orange Review, and on eVA (Virginia's e-procurement website), reaching approximately 3,430 vendors worldwide. Ms. Straub further noted that only one (1) response was received and reviewed by the Selection Committee.

Ms. Straub stated that the Selection Committee recommended awarding a one (1) year contract to Advanced Network Systems, with four (4) possible one (1) year extensions. ANS had a well-known reputation for providing superior customer service and support to radio systems, including five (5) years with Orange County. Ms. Straub indicated that the contract would maintain and support Orange County's wide area network radio system infrastructure at an annual contract cost of approximately \$42,842.

Mr. Frame moved, seconded by Mr. Crozier and carried, to authorize staff to enter into an agreement with Advanced Network Systems (ANS) for Wireless Point-to-Point Radio Maintenance Services, for a one (1) year term, with four (4) possible one (1) year extensions.

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

RE: PUBLIC SAFETY TELECOMMUNICATIONS SYSTEM PROJECT

R. Bryan David, County Administrator, stated that the Board of Supervisors recently approved the retention of RCC Consultants, Inc. to assess and provide recommendations for correcting several near-term needs of the public safety telecommunications system. He added that this work would be in advance of the consultants' more comprehensive work to assess and provide design recommendations for upgrades to the system that would be needed in order to meet the Federal regulatory requirements and standards.

Mr. David explained that the consultants had completed a report that assessed the system's near-term needs, particularly as related to transmission and receive coverage for the

Route 3 Corridor, in addition to potential corrective actions to address identified send and receive deficiencies with the Sheriff's Office equipment on Clark Mountain.

Mr. David introduced Mr. Wayne Stack, Director of Program Management from RCC Consultants, Inc., who provided a PowerPoint presentation to the Board, which contained information on the following:

- the project goal and objectives;
- project tasks;
- an analysis of the Lake of the Woods site;
- identified potential alternative sites;
- predicted coverage maps;
- results of the "drive test";
- recommendations for the Lake of the Woods site;
- identified issues at Clark Mountain; and
- recommendations for the Clark Mountain site.

Discussion ensued regarding: the "drive test" results; an inventory of the equipment contained on the towers; whether or not a significant re-design would be necessary; what improvements were expected with the recommended near-term corrections; additional testing; whether or not any of the existing equipment could be reused; and potential partnership for regional projects.

By consensus, the Board of Supervisors authorized staff to proceed with the recommended upgrades to the current telecommunications system as provided by RCC Consultants, Inc., with the understanding that staff would provide a status report to the Board at a future meeting.

RE: FEE DONATION REQUEST FOR ANNUAL ORANGE COUNTY FAIR

Mr. Frame moved, seconded by Mr. Crozier and carried, to approve a fee donation request for the Orange County Fair Association for Landfill tipping fees associated with the annual Orange County Fair to be held on July 24 - 26, 2014, using funds from Line Item 1100-49210001-45650 (Refunds by Supervisors) from the FY 2015 budget, in an amount up to \$200.

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

RE: CLOSED MEETING

At 6:13 p.m., Mr. Lacheney read the following motion authorizing Closed Meeting:

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

- Consultation with legal counsel pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. - §2.2-3711(A)(7) of the Code of Virginia;

WHEREAS, pursuant to §2.2-3711(A)(7) of the Code of Virginia, such discussions may occur in Closed Meeting;

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

Mr. Frame moved, seconded by Mr. White and carried, to approve the resolution authorizing Closed Meeting as presented. Ayes: White, Goodwin, Crozier, Frame. Nays: None. Absent: Abbs.

RE: CERTIFICATION OF CLOSED MEETING

At 7:07 p.m., Mr. Lacheney 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 hereby certified 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 applied, 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.

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

RE: ACTION ITEMS (Continued)

RE: SCHEDULING OF SPECIAL ELECTION FOR DISTRICT 1 SUPERVISOR

Mr. Frame moved, seconded by Mr. White and carried, to authorize staff to petition the Circuit Court to hold a Special Election in November, 2014, to fill the vacancy of the District 1 Supervisor, with the understanding that Letters of Interest would also be accepted through July 28, 2014, for an interim District 1 Supervisor, prior to a Special Meeting being held on July 29, 2014.

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

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

There were no appointments at this time.

RE: DISCUSSION ITEMS

RE: PROJECTS FOR THE VDOT SIX-YEAR IMPROVEMENT PROGRAM (SYIP)

Josh Frederick, Senior Planner, explained that the Rappahannock-Rapidan Regional Commission (RRRC) coordinated with VDOT to organize the RRRC Rural Transportation Committee, which met regularly throughout the year to discuss transportation issues. He added that the Committee also reviewed requests for projects to be added to the SYIP. Mr. Frederick noted that the RRRC had requested that each locality assemble a draft list of local priority projects to be reviewed and discussed by the Transportation Committee in August. He provided a list of projects to the Board that staff had assembled based on guidance from various plans.

Discussion ensued regarding Flat Run Road, a turn lane at Tower Road, and potential changes to the list as presented by staff.

By consensus, the Board authorized staff to present the following list of projects to the Rappahannock-Rapidan Regional Commission Rural Transportation Committee to be reviewed and discussed for potential addition to VDOT's Six-Year Improvement Program (SYIP):

2013 Orange County Comprehensive Plan:

- 1) Mine Run Rd (Rt. 621) / Rt. 20 intersection – install a westbound turn lane on Rt. 20.
- 2) Kendall Rd (Rt. 600) / Rt. 20 intersection – install eastbound and westbound turn lanes on Rt. 20.
- 3) Tower Rd (Rt. 650) / Rt. 20 intersection – install a westbound turn lane on Rt. 20.
- 4) Village Rd (Rt. 671) / US 522 intersection – shift intersection approximately 250 ft. to the south to address safety and intersection separation distance deficiencies.

2035 RRRRC Long Range Transportation Plan:

- 1) Rt. 20 / US 33 intersection – address sight distance and safety deficiencies.
- 2) Spicer's Mill Rd (Rt. 633) – address geometric and safety deficiencies.

2006 Route 20 Study (Phase I):

- 1) Strawberry Hill Rd (Rt. 742) / Mine Run Rd (Rt. 621) intersection – shift intersection approximately 300 ft. to the south to address safety and intersection separation distance deficiencies.
- 2) Rt. 20 through Rhoadesville – address safety deficiencies resulting from lack of individual driveway definition and a high number of eastbound/westbound turning movements.

RE: FEASIBILITY STUDY FOR TRAILS PROJECT

R. Bryan David, County Administrator, stated that at the May 27, 2014, meeting, the Board of Supervisors discussed with staff previous interest among both public and private stakeholders for the development of multi-use trails at appropriate locations in the County as an economic development initiative for Agritourism.

He noted that given this interest, an opportunity had presented itself to revisit the discussion, particularly as it related to accessing and interconnecting with Montpelier's existing and planned trail network. Specifically, there was interest among principal landowners to better understand the potential alignment, cost, and trail profile to develop a hiking, bicycle, and horse trail located along a corridor from the Mayhurst Inn to Montpelier. Furthermore, there was interest among the principals to better understand the potential options for ownership, governance, and operation of such a trail.

Mr. David provided this information as an update with the understanding that staff would provide a proposed scope, budget, schedule, and deliverables for a feasibility study at an upcoming meeting.

RE: GERMANNA WILDERNESS AREA PLAN

R. Bryan David, County Administrator, noted that the Route 3 Strategic Visioning Initiative Steering Committee met on Monday, June 30, 2014, to continue its work on developing the Germanna-Wilderness Area Plan. He provided information to the Board from the recent Steering Committee meeting. Mr. David provided an update on the completed work of two (2) out of the eight (8) planned sub-areas; water discussions and options; the public comment process; availability of the information online; the phased approach; and when the next meeting would take place.

RE: INFORMATION ITEMS

The Board received the following correspondence for its information:

- Information Technology Monthly Report

RE: COMMITTEE REPORTS

The Board received the following Committee Reports for its information:

- June 19, 2014 Local Board of Building Code Appeals Minutes

RE: CALENDAR

The Board received copies of its calendar for the months of July, August, and September 2014.

RE: ADJOURNMENT

There being no further business to discuss, Mr. Frame moved, seconded by Mr. Crozier and carried, to adjourn the meeting at 7:30 p.m. Ayes: White, Goodwin, Crozier, Frame. Nays: None. Absent: Abbs.

S. Teel Goodwin, Chairman

R. Bryan David, County Administrator