

BOARD OF SUPERVISORS MINUTES

AUGUST 9, 2016

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, August 9, 2016, beginning at 5:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: Lee H. Frame, Chairman; S. Teel Goodwin, Vice Chairman; R. Mark Johnson; James K. White, and James P. Crozier. Also present: R. Bryan David, County Administrator; Thomas E. Lacheney, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: ADOPTION OF AGENDA

On the motion of Mr. Goodwin, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the agenda, as modified. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: SPECIAL PRESENTATIONS AND APPEARANCES

RE: SERVICE AWARDS

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

-	Glenda Bradley	5 Years	Assistant County Administrator for Finance and Management Services
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Receiving a Service Award, but not in attendance at the meeting, was:

-	Whitney Edwards	5 Years	Child Care Site Director
-	Jason Guckert	5 Years	E-911 Communications Officer
-	Betty Hughes	10 Years	Senior Library Aide
-	Morgan Wade	5 Years	Child Care Teacher

RE: BUSINESS SPOTLIGHT

This item was struck from the agenda.

RE: RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES (RRCS) FISCAL YEAR 2017 PROGRAM PLAN

Brian Duncan, Executive Director of Rappahannock-Rapidan Community Services, gave a PowerPoint presentation to the Board regarding the Fiscal Year 2017 Program Plan. The presentation included information on the following topics: community needs; FY17 priorities and initiatives; service projections for FY17; regional programs; and the RRCS FY17 budget.

Discussion ensued among the Board regarding: availability of skilled workforce; dealing with the opiate crisis; intellectual disabilities; intervention; and increases in the County's CSA expenditures.

The Board thanked Mr. Duncan for his presentation.

RE: RAPPAHANNOCK-RAPIDAN REGIONAL COMMISSION (RRRC) UPDATE

Patrick Mauney, Executive Director of the Rappahannock-Rapidan Regional Commission, gave a PowerPoint presentation to the Board, which included information on the following topics: an overview and background of the RRRC; a review of the FY17 revenues and expenditures; and a summary of the various RRRC programs and initiatives.

Discussion ensued among the Board regarding: advertisements for the commuter services programs; and the rapid re-housing program.

The Board thanked Mr. Mauney for his presentation.

RE: CONSENT AGENDA

On the motion of Mr. Goodwin, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the Consent Agenda, as presented.

RE: FY16 BUDGET AMENDMENTS (SUPPLEMENTALS AND TRANSFERS)

As part of the Consent Agenda, the Board approved the following budget amendments, as presented:

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BUDGET	BUDGET CHANGE	AMENDED BUDGET
30045000-35700	Welfare - State Revenues	\$ (1,084,656.00)	\$ 144,247.00	\$ (940,409.00)
30045100-37125	Welfare - Federal Revenues	(1,223,127.00)	(262,545.00)	(1,485,672.00)
45311001-41111	Wages - Regular	1,111,064.00	118,298.00	1,229,362.00
TOTALS		\$ (1,196,719.00)	\$ 0.00	\$ (1,196,719.00)

RE: FY17 BUDGET AMENDMENTS (SUPPLEMENTALS AND TRANSFERS)

As part of the Consent Agenda, the Board approved the following budget amendments, as presented:

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BUDGET	BUDGET CHANGE	AMENDED BUDGET
30045060-35950	State Share - Libraries	\$ (149,313.00)	\$ (390.00)	\$ (149,703.00)
47310001-46016	Office Supp. - Software - Pub.	4,150.00	390.00	4,540.00
30045025-35850	State Miscellaneous	0.00	(5,000.00)	(5,000.00)
43120050-46800	Program Expenses	0.00	5,000.00	5,000.00
TOTALS		\$ (145,163.00)	\$ 0.00	\$ (145,163.00)

RE: FY17 BUDGET TRANSFERS TO ALLOCATE WAGE ADJUSTMENT RESERVES

As part of the Consent Agenda, the Board approved the budget transfers to allocate the wage adjustment reserves, as presented.

RE: SURPLUS DISPOSITION OF COUNTY VEHICLE

As part of the Consent Agenda, the Board declared a 1994 Ford Ambulance (VIN# 2007) as surplus and authorized the County Administrator to initiate disposal in accordance with the Board-adopted Surplus Disposition Policy, as presented.

RE: MINUTES

On the motion of Mr. Crozier, seconded by Mr. White, which carried by a vote of 4-0-1, with Mr. Goodwin abstaining, the Board approved the July 26, 2016 Worksession minutes and the July 26, 2016 Regular Meeting minutes, as presented.

RE: NEW BUSINESS

RE: RESOLUTION TO RECEIVE THE RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES (RRCS) FISCAL YEAR 2017 PERFORMANCE CONTRACT

On the motion of Mr. Goodwin, seconded by Mr. Johnson, which carried by a vote of 5-0, the Board adopted the following resolution, as presented:

RESOLUTION TO RECEIVE THE RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES (RRCS) FISCAL YEAR 2017 PERFORMANCE CONTRACT WITH THE DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES AND THE AREA PLAN FOR AGING SERVICES

WHEREAS, in June 2016, the RRCS adopted its Performance Contract with the Department of Behavioral Health and Developmental Services, and its Area Plan for Aging Services with the Department of Aging and Rehabilitative Services; and

WHEREAS, the Orange County Board of Supervisors has received a request from RRCS that it endorse the Contract and Plan by either approving both documents or acknowledging that the Board of Supervisors participated in the review process and has no further additional comments;

NOW, THEREFORE, BE IT RESOLVED, on this 9th day of August, 2016, that the Orange County Board of Supervisors hereby receives the Fiscal Year 2017 RRCS Performance Contract with the Department of Behavioral Health and Developmental Services and the 2017 Area Plan for Aging Services, and acknowledges that the Board participated in the review process and had no additional comments regarding the Contract or Plan.

Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: RESOLUTION IN SUPPORT OF VIRGINIA INITIATIVE FOR GROWTH AND OPPORTUNITY (GO VIRGINIA)

On the motion of Mr. Johnson, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board adopted the following resolution, as presented:

RESOLUTION IN SUPPORT OF VIRGINIA INITIATIVE FOR GROWTH AND OPPORTUNITY (GO VIRGINIA)

WHEREAS, the Virginia Initiative for Growth and Opportunity (GO Virginia) was initiated to encourage collaboration on private-sector growth and job creation by business, education, and government in each region; and

WHEREAS, the GO Virginia coalition's work is guided by three main points: (1) Virginia urgently needs strong private-sector growth; (2) Growth in Virginia's diverse regions requires collaboration; and (3) State government must be a catalyst and a partner; and

WHEREAS, GO Virginia supports a voluntary, incentive-based approach as the best way to encourage regional cooperation on private-sector growth; and

WHEREAS, the General Assembly has approved \$35.95 million for GO! Grants, enacted legislation effective on July 1, 2016, and directed that guidelines be developed to implement the legislation by October 15, 2016; and

WHEREAS, as a regional economic development organization, the Central Virginia Partnership for Economic Development's (CVPED's) main focus – fostering collaboration to

promote economic growth and job creation in the region – aligns exactly with the GO Virginia initiative; and

WHEREAS, the Partnership has led a successful collaboration of public, private, and educational stakeholders for two decades and is uniquely positioned to foster the regional cooperation required to successfully execute GO Virginia; and

WHEREAS, the Orange County Board of Supervisors agrees that the success and sustainability of Virginia's economic future depends on strong private-sector growth and supports State policies that encourage business, education, and local government to work together to create jobs and achieve shared economic development goals; and

WHEREAS, it is anticipated that Planning Districts 9 and 10 will be combined to serve as a single region for the GO Virginia program, and both Planning District Commission Directors have agreed to be integrally involved in supporting the Partnership in this endeavor;

NOW, THEREFORE, BE IT RESOLVED, on this 9th day of August, 2016, that the Orange County Board of Supervisors hereby supports the GO Virginia initiative to strengthen Virginia's economy in each region and, in the event that Planning Districts 9 and 10 are combined to serve as one of the defined regions for implementation of GO Virginia, hereby supports the Central Virginia Partnership for Economic Development (CVPED) as the lead organization for GO Virginia in our region.

Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: OLD BUSINESS

There were no matters for Old Business at this time.

RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS

RE: AIRPORT OBSTRUCTION REMOVAL PROJECT

Kurt Hildebrand, Assistant County Administrator for Operations, stated that the Airport was preparing for the next project phase related to obstruction removal for Runway 26, as identified in the Capital Improvements Plan. He explained that when the project data was provided for the CIP, nearly a year ago, staff was still working with the consultant to determine the full scope of work and cost for this phase. Mr. Hildebrand noted that the scope of work and project costs had been refined over time, and the proposed project cost was \$280,000, while the CIP budget was only \$165,000. Further, Mr. Hildebrand added this project would also require an Independent Fee Estimate, which would cost about an additional \$2,000.

Mr. Hildebrand indicated that Airport projects were not typically undertaken until grants were secured from the Virginia Department of Aviation and/or the Federal Aviation Administration. However, this project, considered to be "land services," was not eligible for grant funding until such time the necessary easements were actually obtained. Mr. Hildebrand explained that the County must work through this phase and secure the easements before seeking grant funding, which would eventually reimburse 98% of the total cost.

On the motion of Mr. Goodwin, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board authorized staff to execute the contract amendment with Delta Airport Consultants for Land Acquisition Services, and authorized staff to proceed with securing an Independent Fee Estimate, as presented.

Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: COUNTY ATTORNEY'S REPORT

The County Attorney had nothing to report on at this time.

RE: COUNTY ADMINISTRATOR'S REPORT

RE: BOARD OF SUPERVISORS' LEGISLATIVE PRIORITIES

R. Bryan David, County Administrator, explained that staff had begun thinking about updates to the Legislative Priorities for 2017. He reviewed several resources that contained additional legislative information, and added that he would continue his presentation following Closed Meeting.

Mr. David introduced Jay Billie, Chairman of the Tourism Advisory Committee, who presented a PowerPoint presentation to the Board regarding AirBnB legislation that affected short-term lodging. The presentation included information on the following topics: rules from various localities regarding AirBnB regulations; proposals contained in the Virginia House and Senate bills; members of the AirBnB workgroup; impacts on localities; properties in Orange County currently registered on short-term lodging sites; potential revenue from transient occupancy tax; and enforcement efforts.

The Board thanked Mr. Billie for his presentation.

RE: CLOSED MEETING

At 6:23 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 matters:

- Discussion, consideration, or interviews of prospective candidates for employment; or assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the public body. - §2.2-3711(A)(1) of the Code of Virginia
- Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community. - §2.2-3711(A)(5) of the Code of Virginia
- 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)(1), (A)(5), and (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 aforesated matters in Closed Meeting.

On the motion of Mr. White, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board adopted the resolution authorizing Closed Meeting as presented. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: CERTIFICATION OF CLOSED MEETING

At 7:19 p.m., Ms. Simpson 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: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: PUBLIC COMMENT

At 7:20 p.m., Chairman Frame opened the floor for public comment.

There being no speakers, public comment was closed at 7:20 p.m.

RE: COUNTY ADMINISTRATOR'S REPORT (Continued)

RE: BOARD OF SUPERVISORS' LEGISLATIVE PRIORITIES (Continued)

R. Bryan David, County Administrator, continued his presentation on the Board's Legislative Priorities. He indicated that staff was simply seeking input from the Board at this time, and the matter would be brought back for additional discussion at a September meeting.

Discussion ensued among the Board regarding: the limits imposed on co-ops for the use of their easements; and separating primary roads from secondary roads, as far as funding, in order to put a stronger emphasis on secondary road funding.

By consensus, the Board agreed to schedule this matter for additional discussion and consideration at one of its meetings in September.

RE: BOARD COMMENT

Supervisor Crozier commented on the recent dam exercise conducted at Lake of the Woods, as well as the recent Barboursville Overlay District town hall with the Planning Commission.

Supervisor Johnson indicated that he had recently made a request to VDOT regarding a speed study on Route 33 through Barboursville.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- April 21, 2016 Rapidan Service Authority Minutes
- Thank You Letter from Hospice of the Piedmont for Contribution
- Thank You Letter from Northern Virginia 4-H for Contribution

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

By consensus, the Board re-appointed Jennifer Moore as an At-Large Representative on the Youth Commission for a four-year term, with said term commencing on October 1, 2016, and expiring on September 30, 2020.

RE: CALENDAR

The Board received copies of its calendar for the months of August 2016, September 2016, and October, 2016.

RE: ADJOURN

On the motion of Mr. Goodwin, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adjourned the meeting at 7:36 p.m. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

Lee H. Frame, Chairman

R. Bryan David, County Administrator