BOARD OF SUPERVISORS MINUTES

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

RE: ADOPTION OF AGENDA

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

RE: JOINT WORKSESSION WITH SCHOOL BOARD TO DISCUSS SCHOOL DIVISION'S CAPITAL IMPROVEMENT PLAN

Chairman Bledsoe called the School Board meeting to order.

Discussion ensued including: the proposed School Board Capital Improvements Plan (CIP) for the next five years; various funding sources; mandates requiring certain projects to be listed in the CIP; possible locations for the new maintenance/transportation facility; and the size of the proposed swimming pool at Orange County High School.

At 5:56 p.m. the School Board meeting was adjourned.

RE: CLOSED MEETING

At 5:57 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 legal advice regarding a contractual matter (§2.2-3711.A.7 VA Code Ann.); and

WHEREAS, pursuant to §§2.2-3711.A.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.

Mr. Burkett made a motion, seconded by Mrs. Abbs and carried, to approve the resolution as presented.

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

RE: RECONVENE

The Board reconvened at 7:03 p.m. in Open Meeting.

RE: CONSENT AGENDA

Mr. Goodwin moved, seconded by Mr. Burkett and carried, to approve the consent agenda as presented.

RE: <u>SUPPLEMENTAL APPROPRIATIONS</u>

The Board approved the following supplemental appropriations:

Board of Supervisors	4-100- 011010-6001	3-100- 018990- 0800	Reimb. for flags from Montpelier	\$ 145.00
Subtotal Board of	f Supervisors	;		\$ 145.00
Library-Main	4-100- 73100-3165	3-100- 018990- 0800	E-rate Grant Funds for Tech	\$ 4,771.00
Library-Main	4-100- 073100-8207	3-100- 018990- 0800	E-rate Grant Funds for Tech	\$ 13,000.00
Library-Main	4-100- 073100-3165	3-100- 018990- 0800	Memorial Donations	\$ 2,610.00
Subtotal Library				\$ 20,381.00
			Total this meeting	\$ 20,526.00
			Total Year to Date	\$ 336,658.86

RE: RESOLUTION OF RECOGNITION FOR ELEANOR TALLEY AND RANDOLPH JOHNSON

The Board approved the following resolution as presented:

A RESOLUTION BY THE ORANGE COUNTY BOARD OF SUPERVISORS

WHEREAS, Eleanor Johnson Carpenter Talley, a lifelong resident of Orange, Virginia, passed away on Wednesday, September 14, 2011, at the age of 106; and

WHEREAS, Mrs. Talley spent many years working in Orange County for Lerners and May Rudasill and later for the Talley Feed Store in Unionville, Virginia, yet never possessed a driving permit; and

WHEREAS, Mrs. Talley was a member of Orange Baptist Church, the Hawfield Garden Club, Orange Volunteer Fire Company Ladies Auxiliary and the Young at Heart Club; and

WHEREAS, Mrs. Talley spent the latter part of her life at the Dogwood Village of Orange, Virginia, with her brother Randolph H. Johnson, also of Orange, Virginia, and

WHEREAS, both Eleanor Talley and Randolph Johnson have spent their entire lives as Orange County, Virginia residents;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Orange County wishes to recognize Eleanor Johnson Carpenter Talley and Randolph H. Johnson for their lifelong residence in Orange County and for their extensive community involvement in the County of Orange.

RE: MINUTES

The Board approved the following minutes:

October 11, 2011 Regular Meeting

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

RE: CERTIFICATION OF CLOSED MEETING

At 7:03 p.m. Ms. Pandak read the following resolution certifying the closed meeting:

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

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

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County does hereby certify that to the best of each member's knowledge, i) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the Closed Meeting to which this certification applies, and ii) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed or considered by it.

Mr. Goodwin made a motion, seconded by Mrs. Abbs and carried, to approve the resolution as presented.

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

RE: PUBLIC COMMENT/PUBLIC APPEARANCES

RE: PUBLIC COMMENT

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

 Bill Speiden of Somerset, VA, with the Farm Bureau, commented on Eminent Domain.

There being no additional speakers, public comment was closed.

RE: EMPLOYEE OF THE MONTH

Peter Davidson and Christopher Simon were recognized as the Employee(s) of the Month for October 2011.

RE: <u>DISCUSSION ON EMINENT DOMAIN</u>

Dean Lynch, Deputy Executive Director for the Virginia Association of Counties (VACo), appeared before the Board to present information on eminent domain. Mr. Lynch explained the legislative platform of VACo and the process for constitutional amendments. He then explained why eminent domain is included in the legislative platform of VACo and explained the ambiguity around the following three issues: the addition of the term "fundamental," the calculation of just compensation, and the cost of increased litigation.

Discussion ensued regarding: the shift of the burden of proof; and the passing of constitutional amendments.

Supervisor Burkett stated that VACo should be listening to what the counties want and

not telling the counties what VACo wants. He further stated it should be difficult to take land from an individual because of basic property rights and that government should have to prove that the use is for "public use." Mr. Burkett stated that in the home of Madison, where else should we be concerned with property rights.

Discussion continued regarding: the Kelo case and Virginia State Law; "damaging" of land; and "taking" of land.

RE: PUBLIC HEARING

Kevin McMahan, Planner, gave a brief staff report regarding the proposed Special Use Permit (SUP) conditions amendment.

Applicant Kent Woods addressed the Board and conveyed that the one year stipulation put on his Special Use Permit is not business friendly and that through his research he believes the one year stipulation is actually unconstitutional. Mr. Woods also stated that he wanted to speak about the process to date and Chairman Frame asked that he comment on the current public hearing. Furthermore, Mr. Woods commented that he was not asked if the current public hearing date/time was convenient for him and his wife, which was not business friendly during their busy season. Mr. Woods also stated that essentially the farm market in question is non-operational due to the prior actions of the Board.

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

SUP 11-01: Liberty Mills Farm, LLC - An application initiated by the Board of Supervisors to remove the one year limit placed on the special use permit, granted June 14, 2011 by the Board of Supervisors. The 110.57 acre property, identified on Orange County tax map as parcel 41-18E, is located at 12408 Liberty Mills Farm Lane, south off Liberty Mills Road (Route 641), approximately 1,400 feet east of the intersection of Route 641 and Blue Ridge Turnpike (Route 231).

The following individual signed up to speak but passed on his opportunity when called to the podium:

Bill Speiden of Somerset, VA

There being no other speakers, Chairman Frame closed the public hearing at 7:36 p.m.

Supervisor Burkett stated that he wanted to clarify why he had initially moved to include the one year limit on the SUP. Mr. Burkett stated that the one year stipulation was to allow for operation of the business while the Planning Commission worked on revisions to certain zoning ordinance provisions, which were recently completed and adopted by the Board.

Supervisor Goodwin commented that he does not think that it should have come this far the first time and that Mr. Woods' application as proposed, was not unrealistic.

Supervisor Abbs stated that she wished to refresh the Board's memory that the initial vote on the SUP was a 5-0 unanimous vote. Supervisor Goodwin stated that his initial vote included an understanding that the applicant was informed of what was to come and that the applicant was not informed.

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

APPROVE SPECIAL USE PERMIT 11-01: LIBERTY MILLS FARM, LLC – TO REMOVE ONE YEAR LIMIT PLACED ON THE SUP GRANTED JUNE 14, 2011 ON TAX MAP NO. 41-18E

WHEREAS, the Board of Supervisors has initiated an application to remove the one year limit placed on the special use permit granted June 14, 2011 by the Board of Supervisors on the 110.57 acre property identified as Tax Map No. 41-18E, zoned Agricultural (A); and

WHEREAS, prior to removing the one year limit placed on the special use permit June 14, 2011, a SUP amendment must be approved by the Board of Supervisors; and

WHEREAS, the Department of Planning and Zoning staff and the Planning Commission recommended approval of the SUP amendment; and

WHEREAS, the Board of Supervisors advertised and held a public hearing on the proposed SUP; and

WHEREAS, the Board of Supervisors has considered the proposed change to the SUP, and has determined this proposed change to this special use permit is consistent with the Comprehensive Plan future land use designation of the property at Agricultural Conservation; and

WHEREAS, public necessity, convenience, general welfare, and/or good zoning practice support approval of this change to this special use permit;

NOW, THEREFORE, BE IT ORDAINED, that the Orange County Board of Supervisors hereby approves SUP 11-01 to remove the one year limit placed on the special use permit granted June 14, 2011 on property identified as Tax Map No. 41-18E.

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

RE: BOARD COMMENT

No comments were made at this time.

RE: ACTION ITEMS

RE: RESOLUTION TO SUPPORT LIMITED EMINENT DOMAIN FOR PUBLIC USES

Mr. Burkett moved, seconded by Mr. Goodwin and carried, to approve the following resolution:

SUPPORT OF LIMITED EMINENT DOMAIN FOR PUBLIC USES

WHEREAS, House Joint Resolution No. 693 proposes an amendment to Section 11 of Article 1 of the Constitution of Virginia, relating to taking or damaging of private property; and

WHEREAS, House Joint Resolution No. 693 was agreed to by the Senate on February 22, 2011; and

WHEREAS, House Joint Resolution No. 693 was agreed to by the House of Delegates on February 23, 2011;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County does hereby support House Joint Resolution No. 693 as attached.

ATTACHMENT

VIRGINIA ACTS OF ASSEMBLY – 2011 SESSION CHAPTER 757

HOUSE JOINT RESOLOUTION NO. 693

Proposing an amendment to Section 11 of Article 1 of the Constitution of Virginia, relating to taking or damaging of private property.

Agreed to by the House of Delegates, February 23, 2011
Agreed to by the Senate, February 22, 2011

RESOLVED by the House of Delegates, the Senate concurring, a majority of the members elected to each house agreeing, That the following amendment to the Constitution of Virginia be, and the same hereby is, proposed and referred to the General Assembly at its first regular session held after the next general election of members of the House of Delegates for its concurrence in conformity with the provisions of Section 1 Article XII of the Constitution of Virginia namely:

Amend Section 11 of Article I of the Constitution of Virginia as follows:

ARTICLE I BILL OF RIGHTS

Section 11. Due process of law; obligation of contracts; taking *or damaging* of private property; prohibited discrimination; jury trial in civil cases.

That no person shall be deprived of his life, liberty, or property without due process of law; that the General Assembly shall not pass any law impairing the obligation of contracts, nor any law whereby private property shall be taken or damaged for public uses, without just compensation, the term "public uses" to be defined by the General Assembly; and that the right to be free from any governmental discrimination upon the basis of religious conviction, race, color, sex, or national origin shall not be abridged, except that the mere separation of the sexes shall not be considered discrimination.

That in controversies respecting property, and in suits between man and man, trial by jury is preferable to any other, and ought to be held sacred. The General Assembly may limit the number of jurors for civil cases in courts of record to not less than five.

That the General Assembly shall pass no law whereby private property, the right to which is fundamental, shall be damaged or taken except for public use. No private property shall be damaged or taken for public use without just compensation to the owner thereof. No more private property may be taken than necessary to achieve the stated public use. Just compensation shall be no less than the value of the property taken, lost profits and lost access, and damages to the residue caused by the taking. The terms "lost profits" and "lost access" are to be defined by the General Assembly. A public service company, public service corporation, or railroad exercises the power of eminent domain for public use when such exercise is for the authorized provision of utility, common carrier or railroad services. In all other cases, a taking or damaging of private property is not for public use if the primary use is for private gain, private benefit, private enterprise, increasing jobs, increasing tax revenue, or economic development, except for the elimination of a public nuisance existing on the property. The condemnor bears the burden of proving that the use is public, without a presumption that it is.

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

RE: ADDITIONAL FY11 CARRY FORWARD REQUEST FROM SCHOOL SYSTEM

Matt Benefield, Orange County Public Schools Director of Budget and Finance, appeared before the Board to discuss an additional FY11 Carry forward request from the school system. He detailed Head Start's remaining balance of \$5,292.04 in federal funds available from its fiscal year 2011 grant to be spent by September 30, 2011 and requiring no local match funds. Additionally, he noted the \$55,583 in State Fiscal Stabilization ARRA Funds which remains and requires a supplemental appropriation to amend the current budget. These funds must also be spent by September 30, 2011 and require no local match.

Mrs. Abbs moved, seconded by Mr. Goodwin and carried, to approve a supplemental appropriation to Head Start's FY 2012 budget in the amount of \$5,292.04 and to the Operating Fund FY 2012 budget in the amount of \$55,583.00, as presented.

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

RE: APPROPRIATION OF MIDDLE SCHOOL BOND INTEREST EARNINGS

Glenda Bradley, Finance Director, explained to the Board that because the new Middle School is now open, final project expenditures are being incurred and paid. She reminded the Board that it has always been part of the project budget plan to appropriate the interest earnings on the bond proceeds in order to fund the final project costs. She noted a request from the schools to transfer \$15,136.68 in remaining Literary Loan Fund proceeds to the East Middle School Project fund, and to appropriate \$358,635.51 in interest earnings within that fund for remaining project expenditures. She stated the interest earnings had been approximated at \$390,000; however due to falling interest rates, the balance is lower than expected. Therefore, the remaining Literary Loan Fund proceeds will help close the gap between the estimate and the actual interest earnings.

Mr. Goodwin moved, seconded by Mr. Burkett and carried, to approve the appropriation of interest earnings within the East Middle School Capital Project Fund and to transfer the remaining Literary Loan Proceeds to the East Middle School Capital Project Fund in order to fund final project expenditures.

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

RE: ADOPTION OF AMENDED SURPLUS PROPERTY POLICY

Glenda Bradley, Finance Director, reminded the Board of their request to place this item on the agenda after reviewing the surplus property policy at the August 23, 2011 meeting. The policy, as previously adopted on November 16, 2010, provided the Purchasing Agent (County Administrator) with the authority to declare property surplus as allowed by Va. Code § 15.2-1235. It was suggested at the August 23, 2011, meeting that the policy be amended to give the County Administrator authority to dispose of items up to \$5,000, with items of greater value requiring Board approval. She noted the proposed revision to the policy with the proposed change under Section 1.03.

Mr. Burkett moved, seconded by Mrs. Abbs and carried, to amend the Surplus Disposition Policy as presented.

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

RE: TRANSFER OF EASEMENT FROM ORANGE COUNTY TO RAPIDAN SERVICE AUTHORITY

Sharon Pandak, County Attorney, explained the Rapidan Service Authority (RSA) requires dedication of easements and facilities in order to accept the sewer and ancillary facilities for the new Middle School into the RSA system. She presented the draft deed of dedication (easements and

access), letter of dedication (facilities) and plat for the Board's consideration.

She advised that the language in the deed and letter is acceptable to RSA and noted she had highlighted on the Letter of Dedication the RSA requirement that the County is obligated to correct any deficiencies in construction for a period of one year from the date of acceptance of these facilities by RSA (a standard RSA requirement).

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

DEDICATION OF CERTAIN EASEMENTS TO RAPIDAN SERVICE AUTHORITY IN CONJUNCTION WITH CONSTRUCTION OF THE NEW MIDDLE SCHOOL

WHEREAS, the Rapidan Service Authority ("RSA") requires certain sewer easements from Orange County for land and facilities in order to provide sewer service to the new Middle School; and

WHEREAS, the Board of Supervisors is willing to convey by the attached Deed of Easement certain sewer easements across County property, as shown on the attached plat prepared by Timmons Group at the request of the Schools, less and except conveyance of the land on which the water tower/tank is located, as well as to dedicate by the attached Letter of Dedication certain sewer facilities as shown on the plans for the Middle School;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County does hereby authorize the dedication of the sewer easements across County property, as shown on the attached plat and set forth in the attached Deed of Easement, and certain sewer facilities, as set forth in the attached Letter of Dedication; and

BE IT FURTHER RESOLVED that the Board authorizes the County Attorney to make minor edits to the documents if necessary to finalize them, and authorizes its Chairman to execute said documents on its behalf.

Ayes: Abbs, Goodwin, Wilson, Frame. Abstain: Burkett. Nays: None.

RE: RESOLUTION TO APPOINT BOARD OF EQUALIZATION MEMBERS

Sharon Pandak, County Attorney, gave a brief staff report on the appointment of the Board of Equalization members.

Discussion ensued regarding the compensation of the Board of Equalization members.

Mr. Burkett moved, seconded by Mr. Goodwin and carried, to approve the following resolution:

RECOMMEND APPOINTEES - BOARD OF EQUALIZATION

WHEREAS, the County has conducted a reassessment of real estate in the County to be effective January 1, 2012, and pursuant to Virginia law the Circuit Court is required to appoint a Board of Equalization to consider appeals from property owners of assessments effective January 1, 2012 tax year; and

WHEREAS, pursuant to § 58.1-3374 VA Code Ann., the Board of Equalization membership shall be 3 to 5 residents of the County and a majority shall be freeholders; 30% shall be commercial or residential real estate appraisers, other real estate professionals, builders, developers, or legal or financial professionals, and at least one such member shall sit in all cases

involving commercial, industrial or multi-family residential property, unless waived by the taxpayer; and

WHEREAS, it is anticipated that the Board of Equalization will conduct its work between February 3, 2012 and April 6, 2012;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Orange County does hereby recommend that the Circuit Court of Orange County appoint the following as members of the Board of Equalization to serve from appointment until June 30, 2012;

	Name	Address
1.	Mr. Michael Willis	12508 Spicewood Road, Orange, VA 22960
2.	Mr. Todd Hensley	28625 Morel Way, Rhoadesville, VA 22542
3.	Mr. Jack Samuels, Jr.	204 Red Hill Road, Orange, VA 22960
4.	Ms. Adrianna Waddy	27472 Strawberry Hill Road, Rhoadesville, VA 22542
5.	Mr. Francis Beverina	220 Meadowview Lane, Locust Grove, VA 22508;

and be it

FURTHER RESOLVED that the Board of Equalization members shall be compensated for the actual time that they are engaged in performing BOE duties in the amount of \$18.00 per hour, plus reimbursement for mileage; and

FURTHER RESOLVED that, as a condition of appointment, the Board requests that the Court order that the members of the Board of Equalization attend and participate in a course of instruction given by the Virginia Department of Taxation.

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

RE: <u>VIRGINIA OUTDOORS FOUNDATION EASEMENT REQUEST(S) (TAX MAP NO. 30-8 AND PORTION OF TAX MAP NO. 30-23)</u>

Kevin McMahan, Planner, explained that the Virginia Outdoors Foundation (VOF) will consider the following easement requests at their upcoming Board meeting. They have asked the County for a determination as to whether the following two requests are consistent with the County's Comprehensive Plan: 1) John J. Taylor, Jr. for tax map no. 30-8, 30-8A, 31-6A, and 31-17A, and 2) Helen Marie Taylor for portion of tax map no. 30-23. Mr. McMahan stated that it is staff's determination that the described properties are consistent with the County's Comprehensive Plan.

Discussion ensued regarding the location of the subject property of Helen Marie Taylor.

RE: VIRGINIA OUTDOORS FOUNDATION EASEMENT REQUEST FOR TAX MAP NO. 30-8, 30-8A, 31-6A, & 31-17A (APPROX. 205 ACRES COMBINED) OWNED BY JOHN J. TAYLOR, JR.

Mr. Burkett moved, seconded by Mrs. Abbs and carried, to determine that placement of the described properties under easement is consistent with the County's Comprehensive Plan.

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

RE: <u>VIRGINIA OUTDOORS FOUNDATION EASEMENT REQUEST FOR PORTION OF TAX MAP NO. 30-23 (APPROX. 469 ACRES) OWNED BY HELEN MARIE TAYLOR</u>

Mr. Burkett moved, seconded by Mrs. Abbs and carried, to determine that

placement of the described properties under easement is consistent with the County's Comprehensive Plan.

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

RE: <u>APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES</u>

Julie Jordan, County Administrator, stated that the Town Council of the Town of Gordonsville has indicated that they plan to make a recommendation to the Board about the Gordonsville area representative for the Economic Development Authority at their November meeting.

Mrs. Abbs moved to appoint Alan Drinkwater to the Litter Control Committee for a two year term with said term expiring October 31, 2013. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

Mr. Frame moved to re-appoint Jerry Hubble to the Airport Commission for a four year term with said term expiring December 31, 2015. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: DISCUSSION ITEMS

RE: DISCUSSION ON ORDINANCE FOR TAX RELIEF FOR ELDERLY

Donna Chewning, Commissioner of the Revenue, gave an overview of the changes to the qualifying acreage for Tax Relief for the Elderly Ordinance in the 2007 General Reassessment which began in tax year 2008. She noted the new General Reassessment values will become effective January 1, 2012, and asked if the Board wished to review the acreage for which tax relief can be granted for tax year 2012. She cited the portion of the County Code of Ordinances as Section 58.1-33.(4)a.

Ms. Chewning also explained that currently, there is no restriction on property owners enrolling in two programs Land Use/Tax Relief for the Elderly and Handicapped program. She noted the County Attorney is reviewing whether the Board can require landowners to choose one program and preclude them from being enrolled in both.

Discussion ensued regarding: acreage limits, net worth, and the effects on the overall tax base.

By consensus, the Board requested information regarding the number of people receiving tax relief and the associated value of the tax relief, from the Commissioner of Revenue to be presented at the next scheduled meeting, on November 16, 2011, for further discussion.

RE: BRICK CHURCH ROAD PUBLIC WATER LINE PROJECT

Julie Jordan, County Administrator, stated that staff has been in contact with Larry Wallace with Southeast Rural Community Assistance Project (Southeast RCAP), regarding the installation of a water line on Brick Church Road. Ms. Jordan noted that Mr. Wallace is present to answer any applicable questions. She stated that there is a proposal to run a six inch water line with two hydrants, approximately 1,300 feet along Brick Church Road. She further stated that the additional costs have not yet been determined but that construction costs are estimated at \$70,000. She presented the Board with a letter to send to Mr. Wallace to express the Board's interest in endorsing Southeast RCAP's willingness to complete and fund the project.

By consensus, the Board directed Julie Jordan, County Administrator, to send the letter to Larry Wallace, with Southeast Rural Community Assistance Project, as presented

RE: INFORMATION ITEMS

The Board received the following correspondence for its information:

- Treasurer's Report: Phyllis Yancey, Treasurer
- CSA Monthly Report: Alisha Vines, Director of the Office on Youth
- Airport Business Plan: Kurt Hildebrand, Public Works Director
- Update on Contingency Fund: Glenda Bradley, Finance Director

RE: COMMITTEE REPORTS

Chairman Frame stated that regarding Dogwood Village, the change that was made to the Escrow Agreement several months ago is worth about \$100,000 to Dogwood Village and has proved useful.

RE: CALENDAR

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The Board received copies its calendar for the months of October, November and December 2011.

RE: DRAFT BUDGET SCHEDULE FOR FY 2012-2013

Discussion ensued regarding the General Fund Reserves discussion scheduled for Tuesday, December 13, 2011, and the possibility to postpone the discussion until January 2012 to allow for any potential new Board members to participate.

Mr. Goodwin moved, seconded by Mr. Burkett and carried, to approve the following budget schedule for FY 2012-2013:

FISCAL YEAR 2012-2013 BUDGET MEETING SCHEDULE

All Budget Meetings will be held in the Board Meeting Room (BR) or the Board Conference Room (CR), both located in the Gordon Building, unless otherwise indicated or advertised. The Public Hearing, April 3, 2012, will begin at 7:30p.m. Note: By adoption of this Budget schedule, the Board of Supervisors gives notice to all media and citizens requesting notification of Board meetings that it intends to continue Board of Supervisors budget meetings as necessary, or until the next planned budget work session, or as otherwise determined and continue to do so until its next regular scheduled Board of Supervisors Meeting. In the event of snow or other cancellation, the meeting shall be continued until the next scheduled work session date as adopted.

Budget Work sessions:			
Tuesday, October 25, 2011	BR	5:00pm	Joint Meeting with School Board to discuss School CIP
Wednesday, November 16, 2011	LOW	4:00pm	Budget Worksession 3-Year Forecast
Tuesday, December 13, 2011	BR	4:00pm	Regular Board Meeting and Budget Worksession CIP discussion - update existing projects & discuss new project requests
			General Fund Reserves Discussion
Tuesday, January 10, 2012	BR	4:00pm	Regular Board Meeting and Budget Worksession CIP approval for County Administrator's Proposed Budget Topic to be determined
Tuesday, January 24, 2012	BR	7:00pm	Regular Board Meeting and Budget Worksession Topic to be determined
Tuesday, February 14, 2012	BR	4:00pm	Regular Board Meeting and Budget Worksession

Tuesday, February 14, 2012	TEAC	7:00pm	School Board Budget Presentation @ TEAC
Tuesday, February 28, 2012	BR	7:00pm	Regular Board Meeting and Budget Worksession - County Administrator's Recommended Budget distributed to Board
Thursday, March 1, 2012	BR	7:00pm	Budget Worksession-County Administrator's Budget Presentation
Thursday, March 8, 2012	BR	7:00pm	Budget Worksession County and School budget discussion/update
Tuesday, March 13, 2012	BR	4:00pm	Regular Board Meeting and Budget Worksession County and School budget discussion/update
Thursday, March 15, 2012	BR	7:00pm	Budget Worksession - Proposed 2013 Tax Rate must be set by this date to meet advertising deadlines for proposed hearing dates.
Friday, March 16, 2012			Tax Rate Ad & Budget Ad to newspaper
Thursday, March 22, 2012			Tax Levy Ad Published Budget Ad Published
Tuesday, March 27, 2012	BR	7:00pm	Regular Board Meeting and Budget Worksession
Thursday, March 29, 2012			Tax Levy Ad Published Budget Ad Published
Tuesday, April 3, 2012	BR	7:30pm	Public Hearing on Budget - No Action Public Hearing on Tax Levy - No Action
Thursday, April 5, 2012	BR	7:00pm	Budget Worksession Discussion on public hearing comment
Tuesday, April 10, 2012	BR	4:00pm	Regular Board Meeting - Budget Adoption Adopt 2013 Tax Levy Adopt FY2013 Budget Appropriate FY2013 Funds - (Appropriation Resolution)

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

RE: PROPOSED CANCELATION OF DECEMBER 27, 2011 BOARD OF SUPERVISORS MEETING

Mr. Burkett moved, seconded by Mrs. Abbs and carried, to cancel the Tuesday, December 27, 2011, Regular Meeting and amend the resolution establishing the 2011 Meeting Schedule as follows:

A RESOLUTION TO ESTABLISH THE 2011 BOARD OF SUPERVISORS REGULAR MEETING SCHEDULE

WHEREAS, section 15.2-1416 of the Code of Virginia, 1950, as amended requires this Board to adopt a resolution setting forth the days, time and place of the regular meetings of the Board to be held during the ensuing months.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Orange County Board of Supervisors

regular meetings will be held in the Gordon Building, 112 West Main Street, Orange, Virginia, unless otherwise stated, on the following dates and starting at the following times:

January 11 at 4:00 PM

January 25 at 7:00 PM

February 8 at 4:00 PM

Organizational Meeting & Regular Meeting & Budget Worksession

Regular Meeting & Budget Worksession

February 15 at 7:00 PM Budget Worksession School Board Budget Presentation

February 22 at 7:00 PM Regular Board Meeting & Budget Worksession

February 24 at 7:00 PM

March 1 at 7:00 PM

March 3 at 7:00 PM

Budget Worksession

Budget Worksession

Budget Worksession

March 8 at 4:00 PM Regular Meeting & Budget Worksession

March 17 at 7:00 PM Budget Worksession

March 22 at 7:00 PM Regular Meeting & Budget Worksession

April 5 at 7:30 PM Public Hearing on Budget
April 7 at 7:00 PM Budget Worksession

April 12 at 4:00 PM Regular Meeting – Budget Adoption

April 26 at 7:00 PM Regular Meeting May 10 at 4:00 PM Regular Meeting May 24 at 7:00 PM Regular Meeting June 14 at 4:00 PM Regular Meeting June 28 at 7:00 PM Regular Meeting Regular Meeting July 12 at 4:00 PM July 26 at 7:00 PM Regular Meeting August 9 at 4:00 PM Regular Meeting August 23 at 7:00 PM Regular Meeting Regular Meeting September 13 at 4:00 PM

September 27 at 7:00 PM Regular Meeting at the Lake of the Woods Clubhouse, Locust

Grove (Gordon Bldg)

October 11 at 4:00 PM Regular Meeting
October 25 at 7:00 PM Regular Meeting

November 16 at 4:00 PM Regular Meeting at the Lake of the Woods Clubhouse, Locust

Grove

December 13 at 4:00 PM Regular Meeting

December 27 at 7:00 PM Regular Meeting Cancelled at October 25, 2011 Meeting

IT IS FURTHER RESOLVED that pursuant to the authority set forth in section 15.2-1416 of the Code of Virginia, 1950, as amended, that if the Chairman, or Vice-Chairman is unable to act, finds and declares that the weather or other conditions are such that it is hazardous for the members to attend a regularly scheduled meeting, such declared meeting shall be continued to the following Tuesday, to begin at 7:00 PM, and to be held in the Board Meeting Room.

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

RE: <u>TJPED TARGETING STUDY – SWOT WORKSHOP, THURSDAY, NOVEMBER 17,</u> 2011

Julie Jordan, County Administrator, stated that the Thomas Jefferson Partnership for Economic Development is working on a targeting study in which Orange County is participating. She stated that on November 17, 2011, approximately 100 people will be meeting to discuss the

strengths, weaknesses, opportunities and threats for the region. She inquired as to whether any Board members wanted to participate. The Board requested more information on the workshop before they committed to attend.

RE:	<u>ADJOURNMENT</u>					
	There being no further business	to discuss,	, Mrs. Abbs mov	ed, seconded by	/ Mr. God	dwin and
carried, None.	, to adjourn the meeting at 8:38 p.	m. Ayes:	Abbs, Goodwin,	Wilson, Frame,	Burkett.	Nays:
Lee H.	Frame, Chairman					
Julie Jo	ordan, County Administrator					