

BOARD OF SUPERVISORS MINUTES

DECEMBER 14, 2010

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, December 14, 2010 beginning at 4:00 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; Shannon C. Abbs; Zack Burkett, and Grover C. Wilson. Absent: None. Also present: Julie G. Jordan, County Administrator; Sharon E. Pandak, County Attorney; and Donna D. Curry, Chief Deputy Clerk.

RE: ADOPTION OF AGENDA

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

RE: CONSENT AGENDA

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

RE: SUPPLEMENTAL APPROPRIATIONS

The Board approved the following supplemental appropriations:

DEPT	ACCOUNT DESCRIPTION	AMOUNT	Funding Source
Emergency			
Mgmt	Training	\$ 250.00	Donations/Grant
	Subtotal Emergency Management	\$ 250.00	
Sheriff	Forfeited Assets	\$ 32.02	Va State Police
Sheriff	Forfeited Assets	\$ 312.14	DCJS
	Subtotal Sheriff	\$ 344.16	
Animal Shelter	Emergency Vet	\$ 14,751.00	Donations
Animal Shelter	Emergency Vet	\$ 656.00	Donations
	Subtotal Animal Shelter	\$ 15,407.00	
	Total this request	\$ 16,001.16	
	Total Year to Date	\$ 136,116.11	

RE: DECREASE OF FY2011 APPROPRIATIONS-LIBRARY

RE: BUDGET TRANSFERS

Transfer from department	Transfer from line item	Transfer to department	Transfer to line item	Amount	
Contingency	Contingency	Board of Supervisors	Donations	178.60	A
Contingency	Contingency	Board of Supervisors	Donations	51.00	A
Contingency	Contingency	Board of Supervisors	Donations	30.60	A

A Donations of permit fees for Rapidan Better Housing Corporation

RE: RESOLUTION OF RECOGNITION-DOGWOOD VILLAGE

The Board adopted the following resolution as presented:

RESOLUTION OF RECOGNITION PRESENTED TO DOGWOOD VILLAGE OF ORANGE COUNTY HEALTH AND REHABILITATION IN CELEBRATION OF ITS 40TH ANNIVERSARY

WHEREAS, Dogwood Village of Orange County Health and Rehabilitation is celebrating their Fortieth Anniversary; and

WHEREAS, Dogwood Village of Orange County Health and Rehabilitation serves the Citizens of Orange County as well as surrounding counties; and

WHEREAS, Dogwood Village of Orange County Health and Rehabilitation has grown from an initial 51 beds to 164 beds; and

WHEREAS, Dogwood Village of Orange County Health and Rehabilitation formed a foundation in 2005 to support the facility Health Center Commission; and

WHEREAS, Dogwood Village of Orange County Health and Rehabilitation enriches the quality of life and health of the residents and recognizes the contributions of staff and volunteers.

NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of Supervisors recognizes and congratulates Dogwood Village of Orange County Health and Rehabilitation on their Fortieth Anniversary.

RE: RESOLUTION OF RECOGNITION-BONNIE MORRIS

The Board adopted the following resolution as presented:

IN RECOGNITION OF BONNIE HERNDON MORRIS

WHEREAS, Ms. Morris will retire on January 1, 2011, after providing thirty-five years of dedicated and faithful service to the citizens of Orange County; and

WHEREAS, Ms. Morris began her tenure with the Orange County Treasurer's Office in February, 1975, under the esteemed W. Eugene Bartley, Treasurer, as a full-time clerk; and was promoted to Deputy Treasurer in January, 1980, and

WHEREAS, Ms. Morris earned the promotion to the position of Chief Deputy Treasurer and has served in that capacity under the current Treasurer of Orange County, Phyllis M. Yancey, since July 1, 1991; and

WHEREAS, Ms. Morris was instrumental in the relocation and renovation of the Treasurer's Office; and

WHEREAS, Ms. Morris, through continuous education and training, has achieved the professional certification of Master Certified Governmental Deputy Treasurer through the University of Virginia and the Treasurers' Association of Virginia; and

WHEREAS, Ms. Morris has effectively served as the supervisor of customer service functions, and the supervisor of the operating processes and procedures for the Treasurer's Office; and

WHEREAS, Ms. Morris has faithfully and effectively discharged her duties in each and every capacity with compassion and uncompromising commitment to first-class customer service; and

WHEREAS, Ms. Morris will be missed for not only the smile she consistently exhibits and her compassionate manner, but for the quality and caliber of her commitment and her performance in the Treasurer's Office and for our citizens.

NOW, THEREFORE BE IT RESOLVED, that the Orange County Board of Supervisors publicly recognizes Ms. Bonnie Herndon Morris and extends its appreciation for her thirty-five years of dedicated service to the County, congratulations upon her retirement, and best wishes for a long and happy retirement.

RE: MINUTES

The Board approved the following minutes as presented:

- October 26, 2010 Joint Public Hearing-Water Supply Plan; and
- October 26, 2010 Regular Meeting.

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

RE: PUBLIC APPEARANCES

RE: PRESENTATION BY WILLIAM G. "BILL" ROBERTS

Mr. Roberts commented on the need for a technical school in Orange County and voiced support of the School Board's efforts.

RE: PRESENTATION OF SERVICE AWARDS

Chairman Frame presented service awards to the following employees for their dedicated service to Orange County:

- William Deal, Facilities Supervisor in the Department of Public Works, 5 years;
- Julie Jordan, County Administrator, 5 years and;
- Jamie Clark, Director of Fire & EMS, 10 years.

RE: PRESENTATION OF RESOLUTION TO BONNIE MORRIS

Phyllis M. Yancey, Orange County Treasurer, commented on the retirement of Bonnie Morris and her thirty-five years of service to the County. Chairman Frame presented a resolution of recognition and a Jefferson cup to Ms. Morris in honor of her years of service to the County.

RE: ACTION ITEMS

RE: PARENT PARCEL DEFINITION

Mrs. Abbs moved, seconded by Mr. Frame and carried, to take this matter off the table for discussion.

Mr. Goodwin made a motion to approve the amendment as presented. Mr. Wilson seconded the motion. Ayes: Goodwin, Wilson. Nays: Abbs, Burkett, Frame.

By consensus, the Board asked the County Attorney to simplify the language to accomplish the need but not rewrite the ordinance.

RE: DELTA AIRPORT CONSULTANT BASE AGREEMENT

Kurt Hildebrand, Director of Public Works, explained that Orange County has an agreement with Delta Airport Consultants, Inc., for professional services which was initially executed on January 24, 2008. The Agreement was renewed August 11, 2009, extending the terms until January 24, 2011. He reported that Delta Airport Consultants, Inc. currently provides

professional services for multiple ongoing airport projects. Mr. Hildebrand noted that the Board previously approved Amendment #9 – Fuel Farm Relocation and Amendment #10 – Land and Easement Acquisition Negotiating Services. Both of the projects are underway and will extend beyond January, 2011. He concluded by saying that it is staff's belief that the County would be best served by extending the agreement with Delta so that current projects can be completed without disruption. Mr. Hildebrand indicated that due to the complexity of the Land and Easement Acquisition Project, it would be difficult to complete the project if a consultant change were to occur now.

Mr. Goodwin moved, seconded by Mrs. Abbs and carried, to authorize the County Administrator to renew the Agreement for Professional Services between Owner and Engineer with Delta Airport Consultants, Inc. The terms of this agreement shall be extended to January 24, 2013. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: DISPOSAL OF SURPLUS LIBRARY MATERIALS

Katie Hill, Library Director, stated that in order to comply with the new Surplus Disposition Policy, the Library would like permission to donate items withdrawn from their collections to the Orange Friends of the Library and the Gordonsville Friends of the Library. She noted that the Wilderness Friends of the Library do not currently have 501c3 status and requested that permission be granted for them as well once they have attained the 501c3 status. Mrs. Hill explained that the Friends of the Library groups provide volunteer staffing to sort, price, organize and sell the materials and then pass the proceeds they receive back to the libraries. She concluded by saying that the current system of passing the discards to the Friends is sanctioned by the State Library and practiced by most libraries in the state.

Mr. Burkett moved, seconded by Mrs. Abbs and carried, to allow the Libraries to donate their discarded materials to any of the Friends of the Library groups, providing the Friends groups maintain 501c3 status. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: SUPPLEMENTAL APPROPRIATION FOR EARLY HEAD START EXPANSION GRANT

Amy Rankin, Accountant, reported that the School Board had approved a supplemental appropriation for Early Head Start in the amount of \$202,114. They were notified of an increase in their American Recovery and Reinvestment Act (ARRA) funded award for their expansion grant. She concluded by requesting the Board's appropriation of these funds.

Mr. Burkett moved, seconded by Mrs. Abbs and carried, to recognize \$202,114 of American Recovery and Reinvestment Act revenue and to appropriate the same to the School Head Start Fund. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: INDOOR WINTER SOCCER AND AN ADULT VOLLEYBALL LEAGUE

Ms. Jordan stated that the Parks and Recreation Department would like to develop two new programs for 2011 including an Indoor Winter Soccer League and an Adult Volleyball League. She explained that the Indoor Winter Soccer League would be a six week program held at the Orange County High School gymnasium from 1-4 p.m. with a fee of \$25 per person. The ages would range from 4-15. This program would require fifteen players to cover the cost, and currently eighteen families have expressed interest for this program if established. With the fee proposed, this program would be self sustaining.

The Adult Volleyball League would be held in the gymnasium at the Taylor Complex. It would be held from 6-8 p.m. once weekly for 10 weeks. Ages would range from 15 and older. The Parks and Recreation Department has the poles, nets, and volleyballs needed to begin the league. The fee would be \$55 to join for the "season" or \$6 to drop in during the 10 week period. To be self-sustaining, we must have 10 full time/season members. Currently, eighteen people

have expressed interest should this program be established.

Mrs. Abbs moved, seconded by Mr. Goodwin and carried, to authorize the Orange County Parks and Recreation Department to establish an Indoor Soccer League and an Adult Volleyball League, as presented. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: PARKS AND RECREATION UPDATE

Ms. Jordan updated the Board on activity within the Parks and Recreation Department that has taken place over the last two years. She concluded by saying that the Department continues to work toward providing as many programs as possible that are self-sustaining and adjust to the reorganization that occurred with the Office on Youth.

RE: ENHANCED 911 RECORDING UPGRADE

Gene Stewart, E911 Manager, stated that on November 22, 2010, the Virginia Wireless Board released their annual grant for submission. He explained that on the initial presentation to the Board, he did not realize that maintenance costs would be covered by the grant. Maintenance is not allowed by itself, only if submitted with the purchase of new equipment. He stated that the previous request was for submitting the grant for an amount of approximately \$30,000. The newest quote includes the extended maintenance contract, but not the trade in of the old equipment. Mr. Stewart concluded by requesting permission from the Board to submit an 80/20 grant for \$48,000 which would include the cost of the equipment and a total of five years of maintenance.

Mr. Burkett moved, seconded by Mr. Goodwin and carried, to authorize the E911 Manager to apply for an 80/20 grant for an enhanced 911 recording upgrade. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Mr. Wilson nominated Mike Zummo for reappointment as the District Four representative to the Economic Development Authority (EDA) for a four year term, with said term expiring December 31, 2014.

Mr. Goodwin nominated Phillip Cooke for appointment as an At-large representative to the Rappahannock Rapidan Community Services Board (RRCSB) for a three year term, with said term expiring December 31, 2013.

Mr. Wilson nominated Marcia Brose to fill the unexpired term of Emily Jackson on the Rappahannock Rapidan Community Services Board (RRCSB), with said term expiring May 31, 2011.

Mr. Goodwin nominated Donald Brooks for reappointment to the Rappahannock Juvenile Detention Commission.

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

Ms. Jordan reported that, with regard to the Town of Orange representative to the EDA, public officials are not eligible to serve in this capacity. Therefore, the Town will need to make another recommendation as Mr. Higginbotham is not eligible.

RE: JOINT DINNER MEETING WITH THE NURSING HOME COMMISSION AT DOGWOOD VILLAGE & REHABILITATION CENTER

The Board recessed at 5:00 p.m. for a joint dinner meeting with the Health Center Commission (formerly known as the Nursing Home Commission) at Dogwood Village of Orange County for its annual presentation to the Board.

The Board reconvened in Open Session at 7:00 p.m. in its Meeting Room located at 112 West Main Street.

RE: PUBLIC APPEARANCES/PUBLIC COMMENT

RE: STATE OF THE COMMONWEALTH

Senator Edd Houck updated the Board on the financial status of the Commonwealth and responses concerning the proposed restructuring of the Virginia Cooperative Extension Agencies.

RE: PUBLIC COMMENT

Chairman Frame opened the floor for public comment.

Roderic Slayton, Orange, made comments on behalf of Keith Marshall regarding the zoning of his commercial property and indicated that the division clause is in violation of the Dillon Rule.

Keith Marshall commented on recent action taken by the Board of Supervisors to rescind the original motion to initiate proposed rezoning of his property.

Chairman Frame closed public comment.

Mr. Burkett requested that this item be added to the January 11, 2011 agenda for discussion.

RE: PUBLIC HEARINGS: PROPOSED AMENDMENTS TO COUNTY CODE CHAPTER 58, TAXATION

At 7:30 p.m., this being the time and place as advertised in the Orange County Review, Chairman Frame called the public hearing to order to receive comments on the following:

- Proposed Amendments to County Code Chapter 58, Taxation,
 - Article III. Exemptions
 - Division 3. Exemptions for Certain Elderly and Disabled Persons
Sec. 58-133: Qualifications for Grant of Exemption.

This amendment, if adopted, will modify the method of calculating an applicant household's total combined income for the purposes of qualifying for the tax exemption, by allowing an applicant to exclude the income of bona fide tenants and bona fide paid caregivers living in the household from the calculation.

- Proposed Amendments to County Code Chapter 58, Taxation,
 - Article III. Exemptions
 - Division 3. Exemptions for Certain Elderly and Disabled Persons
Sec. 58-133: Qualifications for Grant of Exemption.

This amendment, if adopted, will expand coverage of the exemption to include applicants who own property jointly with one or more individuals all of whom occupy the property as their sole dwelling. The net combined financial worth of all such joint owners, including the present value of all equitable interests and computed without any exclusion for the dwelling or any other asset must not exceed \$185,200. Additionally, the total combined annual income for those living in the household shall not exceed \$40,000, not including the first \$7,500.00 of income of each relative living in the dwelling who is not an owner or a spouse of an owner. Any applicant qualifying pursuant to this expanded coverage will be granted a prorated amount of relief based on the percentage of their ownership. This proposed amendment does not affect the exemption previously granted to sole owners and married owners.

Ms. Pandak gave a brief overview of the proposed amendments.

At 7:34 p.m., Chairman Frame opened the floor for public comment. The following individual spoke: Elizabeth Petofi, 1215 Kokopelli Lane, Barboursville. There being no further comments, Chairman Frame closed the public hearing at 7:36 p.m.

Mr. Burkett moved, seconded by Mr. Goodwin and carried, to approve the following ordinance as presented:

AN ORDINANCE TO AMEND CHAPTER 58. TAXATION, SEC. 58-133,
TAX EXEMPTIONS FOR CERTAIN ELDERLY AND DISABLED PERSONS:

WHEREAS, the Board desires to expand coverage of the property tax exemption for the elderly and disabled to include property owned by two (2) or more individuals;

WHEREAS, the Board finds it in the interest of the County and its citizens to amend the tax exemption in this manner as allowable pursuant to Virginia Code § 58.1-3211.1 VA Code Ann.; and

WHEREAS, the Board has provided notice and held a public hearing pursuant to the Virginia Code; and

NOW, THEREFORE BE IT ORDAINED, on this 14th day of December 2010, that the Orange County Board of Supervisors hereby effective immediately amends Chapter 58, Taxation, Sec. 58-133, Tax Exemptions for Certain Elderly and Disabled Persons, as attached.

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

Mr. Burkett moved, seconded by Mr. Frame and carried, to approve the following ordinance as presented:

AN ORDINANCE TO AMEND CHAPTER 58. TAXATION, SEC. 58-133,
TAX EXEMPTIONS FOR CERTAIN ELDERLY AND DISABLED PERSONS:

WHEREAS, the Board desires to exclude the income of bona fide tenants and bona fide paid caregivers from the calculation of a household's total combined income for the purposes of qualifying for the tax exemption for elderly and disabled in Chapter 58 of the County Code, Taxation, §158-133;

WHEREAS, the Board finds it in the interest of the County and its citizens to amend the tax exemption in this manner as allowable pursuant to Virginia Code § 58.1-3211.1 VA Code Ann.; and

WHEREAS, the Board has provided notice and held a public hearing pursuant to the Virginia Code; and

NOW, THEREFORE BE IT ORDAINED, on this 14th day of December 2010, that the Orange County Board of Supervisors hereby effective immediately amends Chapter 58, Taxation, § 58-133, Tax Exemptions for Certain Elderly and Disabled Persons, as attached.

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

RE: ACTION ITEMS CONTINUED

RE: REDISTRICTING TIMELINE AND DELIVERABLES

Ms. Jordan stated that at its November 16, 2010 meeting, the Board expressed its desire to complete the work associated with Redistricting 2011 with the assistance of internal County staff and the Rappahannock Rapidan Regional Commission (RRRC). As part of the discussion, the merits of forming a citizen committee were considered. At that time, it was unknown what other localities were doing with the Redistricting process. Ms. Jordan reported that many neighboring localities have decided not to have a citizen Redistricting Committee. She reported that she had met with a representative of the NAACP to discuss the proposed process and stated that the representative was comfortable with the information she had shared. Ms. Jordan presented the Board with a timetable that had been created for its consideration, comment and possible alteration.

Discussion ensued regarding the need for citizen input as early as possible.

By consensus, the Board directed staff to add an additional Public Comment meeting to the Redistricting 2010 Timeline for a total of three public comment opportunities:

- January 25, 2011 beginning at 7:30 p.m.;
- February 22, 2011 beginning at 7:30 p.m.; and
- April 12, 2011 beginning at 7:30 p.m.

RE: BOARD COMMENT

Chairman Frame opened the floor for Board comment. There were no comments at this time.

RE: DISCUSSION ITEMS

RE: HIRING OF IN-COUNTY VOLUNTEERS

Jamie Clark, Director of Fire & EMS, stated that he had been approached by volunteer members within the County's volunteer fire and rescue agencies inquiring if employees, within the County's Fire & EMS Department, can be an active volunteer with their agency.

Discussion ensued including: "off" time before beginning a shift; time parameters; other employee volunteers; and individual judgment.

Ms. Pandak stated that this is allowable by law if the County chooses to do so.

By consensus, the Board indicated that it is comfortable with the parameters as set forth in the Standard Operating Guidelines entitled "*Employment of In-County Fire & Rescue Volunteers*" and directed staff to prepare a Personnel Policy for its consideration.

RE: DOG TAG FEES

Ms. Jordan stated that questions have been raised regarding dog tag fees and specifically the fee for unsexed animals. At its meeting on October 27, 2009, the Board discussed proposed amendments to various Animal Control ordinances which included changes to the amount of the license tax. A public hearing was held on December 8, 2009 and the Board unanimously approved the proposed amendments which increased the tax for unsexed animals from \$2.00 per dog to \$5.00 per dog.

By consensus, the Board asked staff to research the possibility of a three-year dog tag and report back.

RE: BOLING LANE – RHOADESVILLE

Ms. Jordan stated that she had been contacted by Barbara Black regarding her nine year effort to have her road, Boling Lane, accepted into the State Secondary Road System. She reported that Ms. Black had written to the Governor and many others trying to get help. According to information received from the Virginia Department of Transportation (VDOT) the Board must make a request *“for the road to be accepted for maintenance and identify any funds necessary to improve the road to minimum standards.”*

By consensus, the Board asked staff to contact VDOT to determine the condition of the proposed road and also the homeowners to see if there is a Homeowners Association that may have available funds to bring the road up to state standards if necessary.

RE: HOLIDAY SCHEDULE

Chairman Frame requested that this item be added to the agenda.

Mrs. Abbs moved, seconded by Mr. Goodwin and carried, to amend the holiday schedule to include December 23, 2010 as an additional day for Christmas and tell all of the employees Merry Christmas from the Board. Ayes: Abbs, Goodwin, Wilson, Frame. Nays: Burkett.

RE: TAX FORECLOSURE MORATORIUM

Supervisor Burkett requested that this item be added to the agenda. He requested that the Board consider a two year moratorium on home foreclosures.

By consensus, the Board asked staff to contact the Treasurer and Commissioner of the Revenue for their input and report back.

RE: INFORMATION ITEMS

The Board received the following information for its correspondence:

- VDOT Monthly Report.

RE: COMMITTEE REPORTS

There were no Committee Reports presented at this time.

RE: CALENDAR

The Board received copies of its calendar for the month of December, 2010.

RE: BOARD OF SUPERVISORS ORGANIZATIONAL MEETING

Mr. Goodwin moved, seconded by Mr. Burkett and carried, to schedule the Board of Supervisors Organizational Meeting on January 11, 2011. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: PROPOSED DATE FOR DEDICATION OF THE NEW MEDICAL ISOLATION ROOM AT THE ANIMAL SHELTER

By consensus, the Board scheduled the dedication of the new Medical Isolation Room at the Animal Shelter on Tuesday, January 11, 2011 beginning at 2:00 p.m.

RE: RECESS

The Board took a short recess 9:03 p.m. and reconvened at 9:12 p.m.

RE: BUDGET WORKSESSION – CIP DISCUSSION

Discussion ensued including: the preliminary draft Capital Improvements Plan; status of current projects; 3 year forecast; and fiscal stability reserve.

RE: CLOSED MEETING AUTHORIZATION

At 9:48 p.m., Ms. Pandak read the following resolution:

WHEREAS, the Board of Supervisors of Orange County desires to discuss in Closed Meeting the following matters:

- Disposition of publicly held real property where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board (§2.2-3711.A.3 VA Code Ann.);
- Discussion concerning a prospective business or industry where no previous announcement has been made of the business or industry's interest in locating facilities in the community (§2.2-3711.A.5 VA Code Ann.);
- Two (2) matters of probable litigation and legal advice related thereto, where consultation in open meeting would adversely affect the litigating posture of the County (§2.2-3711.A.7 VA Code Ann.);
- Discussion of personnel matters relating to employment, assignment and performance of specific employees and legal issues related thereto (§2.2-3711.A.1 VA Code Ann.); and

WHEREAS, pursuant to §§2.2-3711.A. 1, 3 and 7 VA Code Ann., such discussions 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 matters in Closed Meeting.

Mrs. Abbs moved, seconded by Mr. Burkett and carried, to approve the resolution as presented. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: CERTIFICATION OF CLOSED MEETING

At 11:15 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. Burkett moved, seconded by Mr. Goodwin and carried, to approve the resolution as presented. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.

RE: ADJOURNMENT

There being no further business to discuss, Mrs. Abbs moved, seconded by Mr. Burkett and carried, to adjourn the meeting at 11:15 p.m. Ayes: Abbs, Burkett, Goodwin, Wilson, Frame. Nays: None.