

**BOARD OF SUPERVISORS MINUTES**

**APRIL 23, 2019**

At a Regular Meeting of the Orange County Board of Supervisors held on Tuesday, April 23, 2019, beginning at 5:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: James K. White, Chairman; James P. Crozier, Vice Chairman; R. Mark Johnson; S. Teel Goodwin; and Lee H. Frame. 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. Frame, seconded by Mr. Goodwin, 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

There were no Special Presentations or Appearances at this time.

RE: CONSENT AGENDA

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

RE: FY19 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
30034005-34030	FBI OT Reimbursements	\$ (1,489.00)	\$ (3,233.00)	\$ (4,722.00)
43120001-41200	Wages - Overtime	158,324.00	3,233.00	161,557.00
49140001-45900	Contingency	125,681.00	(17,777.00)	107,904.00
43560001-45410	Leases - Equipment	47,500.00	17,777.00	65,277.00
30030006-33500	Donations - Animal Shelter	(131,403.02)	(984.00)	(132,387.02)
43520003-43115	Prof. Serv. - Emergency Vet	144,458.02	984.00	145,442.02
30046001-37050	DMV Grant (Sel. Enforce.)	(5,618.00)	2,192.00	(3,426.00)
43120005-41200	Wages - Overtime	5,218.00	(2,192.00)	3,026.00
43120008-41200	Wages - Overtime	40,365.00	7,000.00	47,365.00
30023001-31350	Security Work	(48,945.00)	(7,000.00)	(55,945.00)
<b>TOTALS</b>		<b>\$ 334,091.00</b>	<b>\$ 0.00</b>	<b>\$ 334,091.00</b>

RE: SURPLUS DISPOSITION OF COUNTY VEHICLES

As part of the Consent Agenda, the Board declared a 2008 Dodge Charger (VIN# 9797) and a 2004 Chevy Silverado (VIN# 6781) as surplus and authorized staff to initiate disposal in accordance with the Board-adopted Surplus Disposition Policy, as presented.

RE: MINUTES

As part of the Consent Agenda, the Board approved the following minutes:

- April 9, 2019 Worksession

- April 9, 2019 Regular Meeting
- April 16, 2019 Budget Public Hearing

RE: NEW BUSINESS

RE: RESOLUTION TO ADOPT AND APPROPRIATE THE FISCAL YEAR 2020 OPERATING AND CAPITAL BUDGETS

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

RESOLUTION TO ADOPT AND APPROPRIATE THE  
FISCAL YEAR 2020 OPERATING AND CAPITAL BUDGETS

WHEREAS, the Fiscal Year 2020 Budget has been duly prepared and presented to the Board of Supervisors; and

WHEREAS, numerous budget discussions have been conducted; and

WHEREAS, the appropriate advertisements were published, and public hearings, as required by the Code of Virginia, have been conducted on April 16, 2019; and

WHEREAS, the Board of Supervisors has considered the services required and desired by the citizens of Orange County;

NOW, THEREFORE, BE IT RESOLVED, on this 23<sup>rd</sup> day of April, 2019, that the Orange County Board of Supervisors hereby approves and adopts the attached Fiscal Year 2020 Budget, as presented, and appropriates all funds as set forth in the Budget with the limitations and instructions included herein; and

BE IT FURTHER RESOLVED, as follows:

1. Estimates of revenues are approved in total and appropriations are hereby authorized at the functional level within the General Fund.
2. Estimates of revenues are approved in total and appropriations for remaining Governmental funds are approved in total for each fund, including the General Fund, County Capital Projects Fund, Law Library Fund, Virginia Public Assistance Fund, Debt Service Fund, School Operating Fund, School Other Fund, and Insurance Internal Service Fund.
3. Estimates of revenues are approved in total and appropriations for Enterprise funds are approved in total for each fund, including the Airport Fund and the Landfill Fund.
4. Appropriations designated for Capital Projects within the County and School Capital Projects Funds, Airport Fund, and Landfill Fund will not lapse at the end of the fiscal year, but shall remain appropriated until the completion of the project or until the Board of Supervisors, by appropriate resolution, changes or eliminates the appropriation.
5. Federal, State, and Charges for Services for all School Funds and Social Services revenues are hereby appropriated for expenditures only up to the amounts actually received from Federal, State, and Charges for Services sources.
6. Enterprise funds, including the Airport Fund and Landfill Fund, are authorized to operate as determined by activity levels, within constraints of actual revenues and available surplus, and budget modifications approved by the Board of Supervisors.

7. The Board of Supervisors will establish the Personal Property Tax Relief Act (PPTRA) percentage for the 2019 tax year in August, 2019, by separate resolution.
8. The County Administrator may increase appropriations for non-budgeted revenue for insurance recoveries for County vehicles and other property for which County funds have been expended to make repairs and for worker's compensation reimbursements, up to \$30,000 per incident or claim.
9. The County Administrator may appropriate both revenue and expenditure donations made to support County programs up to \$500. Any remaining balance of a restricted donation at the fiscal year end will be re-appropriated into the subsequent fiscal year.
10. The County Administrator is charged with the responsibility for the quarterly reporting of revenues and expenditures compared to the adopted budget as amended, to the Board of Supervisors.
11. Where funding is included for the acquisition of certain projects and equipment by debt financing within the FY20-FY24 Adopted Capital Improvements Plan and in the FY20 Adopted Annual Budget, the Board of Supervisors hereby declares its official intent under Treasury Regulations Section 1.150-2 that it reasonably expects to reimburse its original expenditures for such acquisitions from the proceeds of the subsequent applicable debt obligation. It is expected that the expenditures will be paid from the County's General Fund and other available sources.

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

RE: ORDINANCE TO ESTABLISH TAX LEVIES FOR THE TAX YEAR BEGINNING JANUARY 1, 2019

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

ORDINANCE TO ESTABLISH TAX LEVIES FOR THE TAX YEAR BEGINNING  
JANUARY 1, 2019

WHEREAS, notice was advertised of proposed tax levies pursuant to §§15.2-1427 and 58.1-3007 VA Code Ann., and a public hearing was held on April 16, 2019;

NOW, THEREFORE, BE IT ORDAINED, on this 23<sup>rd</sup> day of April, 2019, that the Orange County Board of Supervisors hereby establishes the tax levies for the County of Orange, Virginia, as follows, for the tax year beginning January 1, 2019:

REAL ESTATE, pursuant to §58.1-3000 VA Code Ann., including equalized public service corporation real estate as defined by §58.1-2605 VA Code Ann., including a manufactured home as defined by §36-85.3 VA Code Ann.: \$0.804 per \$100.00 of assessed valuation (subject to County land use tax ordinance and ordinance granting tax relief for the elderly and handicapped).

MOBILE HOMES CLASSIFIED AS PERSONAL PROPERTY, as defined by §36-85.3 VA Code Ann. and pursuant to §58.1-3506(A)(10) VA Code Ann.: \$0.804 per \$100.00 of assessed valuation.

TANGIBLE PERSONAL PROPERTY, pursuant to §58.1-3000 VA Code Ann. and classified by §58.1-3500 through -3506.1 VA Code Ann., including but not limited to, motorcycles and other motor vehicles, but excluding watercraft and boats, aircraft, forest harvesting machinery and farm machinery, and business tangible personal property: \$3.75 per \$100.00 assessed valuation (subject to County ordinance granting exemption for pollution control equipment).

BUSINESS TANGIBLE PERSONAL PROPERTY, pursuant to §58.1-3506(A)(26) VA Code Ann., including furniture, equipment, trade fixtures, hand-powered tools, office machines, business mobile telephones, books, signs, and other tangible personal property used in business except for automobiles or trucks, which will be taxed as tangible personal property: \$2.20 per \$100.00 assessed valuation.

PROGRAMMABLE COMPUTER EQUIPMENT AND PERIPHERALS USED IN A TRADE OR BUSINESS, pursuant to §58.1-3506(A)(27) VA Code Ann.: \$2.20 per \$100.00 assessed valuation. AIRCRAFT, pursuant to §58.1-3506(A)(2), (3), (4) and (5) VA Code Ann.: \$0.00 per \$100.00 assessed valuation.

WATERCRAFT AND BOATS, pursuant to §58.1-3506(A)(1)(a), (1)(b), (12), (28), (29), (35) and (36) VA Code Ann.: \$2.09 per \$100.00 assessed valuation.

PRIVATELY OWNED MOTOR HOMES USED FOR RECREATIONAL PURPOSES, pursuant to §58.1-3506(A)(30) VA Code Ann.: \$2.62 per \$100.00 of assessed valuation.

ALL OTHER RECREATIONAL VEHICLES, pursuant to §58.1-3506 (A)(18), §58.1-3506(B) VA Code Ann., including but not limited to, privately owned camping and travel trailers, and certain trailers used for the transportation of horses: \$2.62 per \$100.00 of assessed valuation.

FARM MACHINERY, as defined by §58.1-3505(8) and (10) VA Code Ann.: \$0.00 per \$100.00 assessed valuation.

MACHINERY AND TOOLS, as defined by §58.1-3507 VA Code Ann.: \$1.831 per \$100.00 assessed valuation.

HEAVY CONSTRUCTION EQUIPMENT, as defined by §58.1-3508.2 VA Code Ann.: \$2.20 per \$100.00 assessed valuation.

FOREST HARVESTING MACHINERY, as defined by §58.1-3508 VA Code Ann.: \$0.00 per \$100.00 assessed valuation.

MERCHANTS CAPITAL, as defined by §58.1-3000, §58.1-3509 *et seq.* VA Code Ann.: \$0.40 per \$100.00 of assessed valuation.

MOTOR VEHICLE LICENSE TAX, as defined by §46.2-752 VA Code Ann. and §62-36 *et seq.* Orange County Code: \$35.00 per year for cars and trucks, and \$21.00 per year for motorcycles.

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

RE: CONTRACT FOR THE COMPUTER-AIDED DISPATCH (CAD) SYSTEM SOLUTION

Amanda Amos, Procurement Coordinator, explained that a solicitation had been released requesting proposals from qualified vendors to provide a Computer-Aided Dispatch (CAD) System Solution for use by the Orange County Emergency Communications Center, Sheriff's Office, and Fire and EMS. She indicated that a total of seven (7) responses were received.

Ms. Amos stated that, after a thorough review of the responses, staff conducted interviews with the top four (4) ranked firms and Central Square/Zuercher Technologies, LLC was recommended to be awarded the contract.

Discussion ensued among the Board regarding: the cost of yearly support for the system; and a breakdown of the contract pricing.

On the motion of Mr. Frame, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board authorized staff to execute a contract with Central Square/Zuercher Technologies, LLC for the Computer-Aided Dispatch (CAD) System solution, as presented.

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

RE: PUBLIC SAFETY RADIO PROJECT; TOWER ZONING PERMITS

Stephanie Straub, Director of Management Services, presented Statements of Public Necessity to the Board regarding the tower sites for the P25 Public Safety Radio System. She indicated these statements were required by Section 70-853 (*Exempt and Government-owned Telecommunications Towers and Facilities*) of the Orange County Zoning Ordinance. Ms. Straub explained that each of the statements provided a description of the proposed project, which would be considered as part of the required thirty (30) day public comment period.

Ms. Straub stated that any comments received from the public would be presented at the second meeting in May, at which time the Board would be asked to consider each comment before authorizing issuance of the applicable zoning permits.

Discussion ensued among the Board regarding: efforts to advertise the required public comment period.

On the motion of Mr. Frame, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board authorized staff to initiate the required thirty (30) day public comment period regarding the public safety radio towers, pursuant to Section 70-853 of the Orange County Zoning Ordinance, as presented.

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

RE: VOLUNTARY GROUP LONG-TERM CARE INSURANCE

Alyson Simpson, Human Resources Manager, explained that staff was recently made aware of a special enrollment period for the Commonwealth of Virginia Voluntary Group Long-Term Care Insurance Program, administered by the Virginia Retirement System. She stated that the program was voluntary and participating employees paid the insurance premiums, meaning there was no cost to Orange County to offer this benefit. Ms. Simpson noted the program helped employees with the cost of long-term care services, such as nursing home care or in-home care, which most health insurance plans would not cover. She added that staff was supportive of participating in the program and offering the benefit to employees and asked the Board's consideration to participate by authorizing execution of the Employer Adoption Agreement.

Discussion ensued among the Board regarding: the County Attorney's review of the Employer Adoption Agreement; and development of an employee education component.

On the motion of Mr. Crozier, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board authorized the Chairman to execute the Employer Adoption Agreement for the Commonwealth of Virginia Voluntary Group Long-Term Care Insurance Program, as presented.

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

RE: AMENDMENTS TO PERSONNEL POLICIES 1.2 AND 5.3

Alyson Simpson, Human Resources Manager, presented two (2) personnel policy amendments for the Board's consideration, noting the amendments were related to comments received from the Virginia Department of Social Services in response to the County's Jurisdiction-Wide Deviation application.

Ms. Simpson presented Policy 5.3 (*Family and Medical Leave*), explaining the policy had been completely re-written to be compliant with applicable law and to recognize qualifying exigency leave and military caregiver leave. She then presented Policy 1.2 (*Equal Employment Opportunity, Affirmative Action, and Americans with Disabilities Act*), indicating the policy had been amended to acknowledge Section 15.2-1509 of the Code of Virginia.

Discussion ensued among the Board regarding: use of the compliant language directly from the Code of Virginia.

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 5-0, the Board adopted amendments to Personnel Policies 1.2 and 5.3, as presented.

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

RE: MEMORANDUM OF UNDERSTANDING WITH THE BROADBAND AUTHORITY REGARDING BROADBAND AUTHORITY EMPLOYEES

Stephanie Straub, Director of Management Services, presented a Memorandum of Understanding to the Board for its consideration. She indicated the MOU was between the Broadband Authority and the County of Orange regarding the provision of personnel services for employees of the Broadband Authority. Ms. Straub recommended approval of the MOU, noting the Broadband Authority had recently taken the same action.

On the motion of Mr. Frame, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board approved the Memorandum of Understanding between the Orange County Broadband Authority and the County of Orange regarding personnel services for Broadband Authority Employees, as presented.

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

RE: OLD BUSINESS

RE: FOUR COUNTY PLAYERS BACKSTAGE EXPANSION PROJECT

R. Bryan David, County Administrator, presented the Board with final renderings and site plans for the Four County Players backstage expansion project. He explained that Four County Players had completed the steps that were requested by the Board in January, which was necessary for final approval of the project.

On the motion of Mr. Johnson, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board granted final approval of the Four County Players' Backstage Expansion Project, pursuant to the applicable provisions of the Lease Agreement, as presented in the site plan and project plans.

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

RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS

RE: ORANGE COUNTY AIRPORT DISADVANTAGED BUSINESS ENTERPRISE (DBE) PLAN UPDATE

Kurt Hildebrand, Assistant County Administrator for Operations, explained that the Board had previously adopted a Disadvantaged Business Enterprise (DBE) Plan for the Airport, which was required in order to seek Federal grant funding for projects in excess of \$250,000. He stated the current DBE Plan was required to be updated by the end of Federal Fiscal Year 2019.

Mr. Hildebrand provided a Task Order to the Board from Delta Airport Consultants, which included updating the DBE Plan and Goals. He indicated the task was eligible for Federal and State grant funding, and he had received approval from the Federal Aviation Administration (FAA) and the Virginia Department of Aviation (DOAV).

Mr. Hildebrand further explained that, as a qualifying participant in the National Plan of Integrated Airport Systems (NPIAS) and the Federal Airport Improvement Program (AIP), the County received \$150,000 per year in entitlement grant funds, which could be carried-over for three (3) consecutive years, not to exceed \$450,000. After three years, funds in excess of \$450,000 would be forfeited by the Orange County Airport for use by other airports. Mr. Hildebrand noted that the County would begin exceeding the cap at the end of the Federal Fiscal Year. As such, he proposed seeking grant funding that combined reimbursement for the DBE Plan update and for any eligible costs associated with the ongoing Easement Acquisition project, for a total grant request of about \$35,000. Mr. Hildebrand explained the grant request would be deducted from the \$450,000 cap, bringing Orange County below the threshold for forfeiting entitlement grants.

Discussion ensued among the Board regarding: whether or not the County would be at risk of losing additional grant funding; and whether or not changes were expected to the DBE Plan.

On the motion of Mr. Frame, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board authorized staff to execute Task Order #7 for update of the Airport DBE Plan and Goals in the amount of \$12,820, and to seek FAA and DOAV Grants for reimbursement of the costs associated with Task Order #7 and for eligible costs associated with the ongoing Easement Acquisition Project, 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: ROADSIDE LITTER COLLECTION; CENTRAL VIRGINIA REGIONAL JAIL

R. Bryan David, County Administrator, reminded the Board of the two (2) workforce crews operated by the Central Virginia Regional Jail (CVRJ) that provided various services to its member jurisdictions. He explained that the crews were comprised of prisoners who were eligible for work outside of the jail facility under the supervision of a qualified Correctional Officer. Subject to the availability of eligible prisoners, the crews worked during daylight hours, Monday through Friday, and were transported to and from each work site in a secured CVRJ vehicle.

For Orange County, Mr. David noted that CVRJ workforce crews generally performed roadside litter collection and grounds maintenance at Booster Park, Barbourville Park, and the Airport. The success of the no-cost workforce crew to perform roadside litter collection and the cost savings realized for grounds maintenance has been significant.

Mr. David stated there was a goal to increase the frequency of roadside litter collection by the CVRJ workforce crews. Therefore, he had discussed the possibility of the County engaging qualified Correctional Officers and a workforce crew to perform roadside litter collection on Saturdays and Sundays and Jail Superintendent Dyer determined there was sufficient interest from several Officers to periodically work on the weekends to supervise a workforce crew.

Mr. David explained the County would fund, under this type of arrangement, the overtime hourly rate for the Correctional Officers who would volunteer for a weekend workforce crew. There would, however, be no costs incurred by the County for transportation to and from the work sites.

He indicated that, based on the overtime hourly pay rate range, the total cost of a weekend workforce crew would be from about \$460 to about \$620. Mr. David added that the scheduling of a crew would be subject to the availability of a qualified Officer and sufficient qualified prisoners, as well as weather conditions.

Mr. David stated this approach would allow for the scheduling of a workforce crew for roadside litter collection on the weekend and would continue to allow for the crews to perform grounds maintenance, and other various tasks, during the assigned weeks. He indicated that if the Board was interested in this arrangement, he would begin scheduling a weekend crew.

By consensus, the Board authorized staff to engage the CVRJ workforce for weekend roadside litter collection using the Board of Supervisors' contingency for initial funding, understanding that a status report and more formalized budget would be considered at a later date, as presented.

RE: BOARD COMMENT

Supervisor Johnson commented on needed improvements to the single-stream recycling efforts.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- Economic Development Quarterly Report
- Tourism Quarterly Report
- Culpeper Soil and Water Conservation District (CSWCD) Minutes; March 5, 2019
- CSA Monthly Report

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

There were no appointments at this time.

RE: CALENDAR

The Board received copies of its calendar of meetings for the months of April 2019, May 2019, and June 2019.

RE: SCHEDULE A PUBLIC HEARING FOR SUP 19-02 (WILLIAM AND ELIZABETH HERNDON; TO ALLOW THE KEEPING OF LIVESTOCK)

By consensus, the Board authorized staff to advertise for and schedule a Public Hearing for SUP 19-02 (William and Elizabeth Herndon; to allow the keeping of livestock) on Tuesday, May 28, 2019 at 7:00 p.m., as presented.

RE: SCHEDULE A PUBLIC HEARING FOR STA 19-02 (AMENDMENT TO §54-123 OF THE SUBDIVISION ORDINANCE REGARDING THE APPROVAL PROCEDURE FOR SUBDIVISIONS)

By consensus, the Board authorized staff to advertise for and schedule a Public Hearing for STA 19-02 (Amendment to §54-123 of the Subdivision Ordinance regarding the approval procedure for subdivisions) on Tuesday, May 28, 2019 at 7:00 p.m., as presented.

RE: SCHEDULE A PUBLIC HEARING FOR ZTA 19-01 (AMENDMENT TO DIVISION 13 – PLANNED DEVELOPMENT-MIXED USE OF THE ZONING ORDINANCE)

By consensus, the Board authorized staff to advertise for and schedule a Public Hearing for ZTA 19-01 (Amendment to Division 13 – Planned Development-Mixed Use of the Zoning Ordinance) on Tuesday, May 28, 2019 at 7:00 p.m., as presented.



RE: CLOSED MEETING

At 6:08 p.m., Mr. Lacheney read the following motion authorizing Closed Meeting:

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

- Discussion of the assignment, performance, and salaries of specific public officers, appointees, or employees of the public body concerning Administration. - §2.2-3711(A)(1) of the Code of Virginia
- Discussion or consideration of the acquisition of real property for a public purpose, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body concerning Wilderness Shores. - §2.2-3711(A)(3) of the Code of Virginia
- Consultation with legal counsel employed or retained by the public body regarding specific legal matters requiring the provision of legal advice by such counsel concerning historic districts. - §2.2-3711(A)(8) of the Code of Virginia

WHEREAS, pursuant to §§2.2-3711 (A)(1), (A)(3), and (A)(8) of the Code of Virginia, such discussions may occur in Closed Meeting;

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

On the motion of Mr. Frame, 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 7:00 p.m., Ms. Simpson read the following resolution certifying Closed Meeting:

WHEREAS, the Orange County Board of Supervisors 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 Orange County Board of Supervisors 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 7:01 p.m., Chairman White opened the floor for public comment.

There being no speakers, public comment was closed at 7:01 p.m.

RE: ADJOURN

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 5-0, the Board adjourned the meeting at 7:01 p.m. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

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James K. White, Chairman

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R. Bryan David, County Administrator