

**BOARD OF SUPERVISORS MINUTES****JULY 24, 2018**

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, July 24, 2018, 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****RE: PUBLIC COMMENT**

At 5:07 p.m., Chairman White opened the floor for public comment.

The following individuals spoke:

- Doug Chambers, 23120 Walkers Branch Road, Unionville
- Wanda Goforth, 23189 Walkers Branch Road, Unionville
- Jim Williams, 23076 Walkers Branch Road, Unionville
- Keith Rosehart, 9410 Lovett Lane, Unionville
- Barbara Adkins, 23091 Walkers Branch Road, Unionville
- Bill Robins, 23113 Walkers Branch Road, Unionville
- Terry and Danielle Jones, 23062 Walkers Branch Road, Unionville

There being no further speakers, public comment was closed at 5:32 p.m.

**RE: CONSENT AGENDA**

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

**RE: FY18 BUDGET AMENDMENTS (SUPPLEMENTALS AND TRANSFERS)**

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

<b>ACCOUNT NUMBER</b>	<b>ACCOUNT DESCRIPTION</b>	<b>PREVIOUS BUDGET</b>	<b>BUDGET CHANGE</b>	<b>AMENDED BUDGET</b>
43560001-43415	E-911 Exp. & Maint. Etc.	98,105.00	9,846.00	107,951.00
30034001-34025	Insurance Recovery	(22,667.64)	(9,846.00)	(32,513.64)
43120001-42310	Sheriff's Office Medical Ins.	254,127.00	(15,000.00)	239,127.00
43560001-41200	ECC Wages - Overtime	75,915.00	15,000.00	90,915.00
30033505-31675	GBES - Fundraising	(6,335.00)	(48.00)	(6,383.00)
45342102-46520	Fundraising Supplies	2,500.00	48.00	2,548.00
30033505-31700	GBES - Field Trip	(1,919.00)	(308.00)	(2,227.00)
45342102-46520	Fundraising Supplies	2,500.00	308.00	2,808.00
30033505-31750	OES - Fundraising	(1,490.00)	(1,523.00)	(3,013.00)
45342202-46520	Fundraising Supplies	675.00	900.00	1,575.00
45342202-46800	OES Sp. Evts. Expenses	4,236.00	623.00	4,859.00

30033505-31775	OES - Field Trip	(1,411.00)	(32.00)	(1,443.00)
45342202-46800	OES Sp. Evts. Expenses	4,236.00	32.00	4,268.00
30025501-31780	LGES - Fees	(125,346.00)	(4,715.00)	(130,061.00)
45342302-46800	LGES Childcare Expenses	1,368.00	40.00	1,408.00
45374101-46500	Other Oper. Supplies	3,886.00	438.00	4,324.00
45378001-41322	Wages - Part-Time	0.00	2,000.00	2,000.00
45378001-43235	Criminal History Checks	0.00	90.00	90.00
45379001-43050	Program Coord - Comp.	0.00	1,500.00	1,500.00
45379001-43235	Criminal History Checks	0.00	150.00	150.00
45370101-46800	Child Abuse Prevention	998.00	256.00	1,254.00
45370101-46802	Movies in the Park Exp.	903.00	241.00	1,144.00
30033505-31785	LGES - Fundraising	(2,514.00)	(809.00)	(3,323.00)
45342302-46800	LGES Childcare Expenses	1,368.00	809.00	2,177.00
30033505-33100	Fundraiser - OOO	(9,744.00)	(1,320.00)	(11,064.00)
45370101-46000	Office Supplies	1,196.00	1,320.00	2,516.00
30033505-33575	Donations - Yth. Sub Abuse	0.00	(5,585.00)	(5,585.00)
45371002-46800	After Prom Expenses	2,120.00	431.00	2,551.00
45371001-45210	Postage	0.00	200.00	200.00
45371001-46000	Office Supplies	0.00	4,954.00	4,954.00
30033506-33250	Michael's Gift Donations	0.00	(438.00)	(438.00)
45370102-46800	Michael's Gift Expenses	18,841.00	438.00	19,279.00
30045050-36150	Virginia Crime Control Act	(19,904.00)	(1,093.00)	(20,997.00)
45360001-43100	Services - Crime Control	19,854.00	1,079.00	20,933.00
45360001-45540	Tuition/Registration	0.00	5.00	5.00
45360001-46000	Office Supplies	0.00	9.00	9.00
<b>TOTALS</b>		<b>\$ 301,497.36</b>	<b>\$ 0.00</b>	<b>\$ 301,497.36</b>

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
30026501-32425	Friends of the Lib. Donations	\$ (1,690.00)	\$ (550.00)	\$ (2,240.00)
47312001-46800	Library Program Expenses	3,450.00	550.00	4,000.00
<b>TOTALS</b>		<b>\$ 1,760.00</b>	<b>\$ 0.00</b>	<b>\$ 1,760.00</b>

RE: FY19 BUDGET AMENDMENTS (SUPPLEMENTALS AND TRANSFERS); STRATEGIC MANAGEMENT AND PERSONNEL PLAN IMPLEMENTATION

As part of the Consent Agenda, the Board approved the following budget amendments and authorized the County Administrator to do those things necessary to implement the Strategic Management and Personnel Plan for FY19:

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BUDGET	BUDGET CHANGE	AMENDED BUDGET
30021001-31100	Interest on Bank Deposits	\$ (183,000.00)	\$ (100,000.00)	\$ (283,000.00)
30034001-34040	Revenue Recovery - Towns	0.00	(27,615.00)	(27,615.00)
30052001-39900	Appropriated Fund Balance	(605,972.00)	(23,088.00)	(629,060.00)
49150001-41903	Reserve for Benefits	61,466.00	(12,785.00)	48,681.00
49150001-41901	Salary Adjustment Reserve	591,166.00	293,145.00	884,311.00
49150001-41901	Salary Adjustment Reserve	884,311.00	(93,360.00)	790,951.00
49150001-41901	Salary Adjustment Reserve	790,951.00	(36,297.00)	754,654.00
<b>TOTALS</b>		<b>\$ 1,538,922.00</b>	<b>\$ 0.00</b>	<b>\$ 1,538,922.00</b>

RE: LEAVE ACCRUAL CHANGE FOR DIRECTOR OF ELECTIONS AND GENERAL REGISTRAR

As part of the Consent Agenda, the Board authorized the following leave accrual changes for the Director of Elections and General Registrar, as presented:

- Provided a beginning balance of 358 hours of Paid Time Off (PTO); and
- Began PTO accruals at the rate corresponding to years of service, effective July 1, 2018.

RE: ADOPTION OF THE CAPITAL IMPROVEMENTS PLAN (CIP) SCHEDULE

As part of the Consent Agenda, the Board adopted the following schedule for the development and adoption of the FY2020 - FY2024 Capital Improvements Plan, as presented:

Date	Action
Friday, July 13, 2018	CIP Info Distributed to Project Managers
Friday, August 24, 2018	CIP Requests Due from Project Managers
Friday September 21, 2018	CIP Meetings with Departments Complete
Tuesday, October 23, 2018	CIP Draft to Board of Supervisors
Wednesday, November 14, 2018	CIP Potential Worksession
Tuesday, December 4, 2018	CIP Discussion/Adoption

RE: RESOLUTION FOR SUBMISSION TO THE GERMANNA FOUNDATION TIME CAPSULE

As part of the Consent Agenda, the Board adopted the following resolution, as presented:

A RESOLUTION FOR SUBMISSION TO  
*The Germanna Foundation Time Capsule*

“Memories and Reflections from the People of Germanna”

WHEREAS, in 1714, German immigrants were the earliest European people to settle in the eastern portion of Orange County, Virginia; and

WHEREAS, the Germanna Foundation has maintained a close relationship with those German communities from which the early German immigrants came; and

WHEREAS, in 1969, the Germanna Foundation donated 100 acres of its Siegen Forest property within Orange County to the Commonwealth of Virginia’s Commission on Community Colleges for the site of the Locust Grove campus of the Germanna Community College; and

WHEREAS, the Germanna Foundation has played a major role in exploring the early history of Orange County through its support of archeological work on the Germanna Fort and the Enchanted Castle; and

WHEREAS, the Germanna-Wilderness Area Plan looks to manage growth and development in the eastern end of Orange County for fifty (50) years into the future; and

WHEREAS, the Orange County Board of Supervisors, in planning for the future of the eastern portion of the County, incorporated the name Germanna in its plan; and

WHEREAS, the Germanna-Wilderness Area Plan is intended to guide the continuing evolution of the eastern area of the County for the next fifty (50) years by providing for public and private investments, focused and detailed land use, higher standards for building and site design, and attractive economic development, all while celebrating the area's historic and cultural heritage; and

WHEREAS, in its visioning statement, the Germanna-Wilderness Area Plan provides for a community that is appealing to current and prospective residents and is a place clearly differentiated from other places, a dynamic destination that results in an economic engine for the entire County; and

WHEREAS, the area is intended to be well-defined, capitalizing on natural and historic assets, providing connectivity and transportation opportunities, ample conservation areas and open space, attractive and harmonious development, and vibrance and sustainability; and

WHEREAS, the opening of the Germanna Foundation time capsule will provide an opportunity to compare the 50-year vision of the Germanna-Wilderness Area Plan to the actual conditions existing when the time capsule is opened;

NOW, THEREFORE, BE IT RESOLVED, on this 24<sup>th</sup> day of July, 2018, that the Orange County Board of Supervisors hereby expresses its appreciation to the Germanna Foundation for its contributions to the citizens of Orange County, and provides this resolution for inclusion in the Germanna Foundation time capsule, *Memories and Reflections from the People of Germanna*.

RE: APPROVAL OF JOB DESCRIPTION FOR GIS ANALYST / PUBLIC SAFETY HELP DESK SPECIALIST

As part of the Consent Agenda, the Board approved the GIS Analyst / Public Safety Help Desk Specialist job description, as presented.

RE: MINUTES

This item was struck from the agenda.

RE: NEW BUSINESS

RE: EMERGENCY COMMUNICATIONS CENTER AGREEMENT WITH THE ORANGE COUNTY SHERIFF'S OFFICE

R. Bryan David, County Administrator, explained that he and the Sheriff had developed an agreement to address the operations of the recently-consolidated Emergency Communications Center (ECC). He indicated the agreement recognized the respective roles and responsibilities of the Board, the Sheriff, and the County Administrator. Additionally, the agreement would allow five of the Communications Officers to continue being funded by the State Compensation Board. Upon adoption of the agreement, appropriate notice would be provided to the five Communications

Officer of their employment status. Mr. David provided the agreement and notice to the Board for its consideration.

On the motion of Mr. Frame, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board authorized Chairman White to sign the Agreement between the Board of Supervisors and the Orange County Sheriff for the Orange County Emergency Communications Center, as presented.

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

RE: OLD BUSINESS

RE: ZTA 18-05; PROPOSED AMENDMENT TO THE ZONING ORDINANCE – “PLANNED DEVELOPMENT – MIXED USE” DISTRICT

Thomas Wysong, Planner, explained that the proposed Zoning Ordinance amendment had been deferred from the Board’s July 10, 2018 Public Hearing, in order for changes to be made. He reviewed each of the changes that had been incorporated at the request of the Board.

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 APPROVING AMENDMENTS TO ARTICLE IV (DISTRICT REGULATIONS),  
SECTION 70 (ZONING), OF THE ORANGE COUNTY CODE OF ORDINANCES  
CONCERNING THE GERMANNA-WILDERNESS AREA PLAN (GWAP)  
PLANNED DEVELOPMENT - MIXED-USE DISTRICT

WHEREAS, staff previously initiated Planning Commission action on amendments to Article IV (District Regulations), Section 70 (Zoning), of the Orange County Code of Ordinances concerning the Germanna-Wilderness Area Plan (GWAP) Planned Development - Mixed-Use District; and

WHEREAS, the County Attorney and Planning and Zoning Director prepared recommended language for the text amendments, which was presented to the Planning Commission for consideration; and

WHEREAS, the Planning Commission advertised and held a Public Hearing on the proposed text amendments on June 7, 2018; and

WHEREAS, after discussing the proposed text amendments, the Planning Commission recommended approval of the proposed text amendments to the Board of Supervisors, as presented during its meeting; and

WHEREAS, the Board of Supervisors conducted a duly-advertised Public Hearing on July 10, 2018, to receive public comment; and

WHEREAS, following the Public Hearing, the Board of Supervisors deferred action on the proposed text amendments until July 24, 2018; and

WHEREAS, after discussion, the Board of Supervisors hereby supports the proposed text amendments, as modified during its meeting; and

WHEREAS, public necessity, convenience, general welfare, and/or good zoning practice also support approval of the proposed text amendments;

NOW, THEREFORE, BE IT ORDAINED, on this 24<sup>th</sup> day of July, 2018, that the Orange County Board of Supervisors hereby approves the proposed amendments to Article IV (District Regulations), Section 70 (Zoning), of the Orange County Code of Ordinances concerning the Germanna-Wilderness Area Plan (GWAP) Planned Development - Mixed-Use District, as modified and shown below.

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

**Amendments to the Orange County Code of Ordinances**

**As adopted in Ord. No. 180724 – 6A  
by the Orange County Board of Supervisors  
on July 24, 2018**

*Note: All text below is proposed as new text. Text shown in red indicates changes from Public Hearing on July 10, 2018.*

**Chapter 70 - Zoning**

**Article IV - District Regulations**

**PLANNED DEVELOPMENT – MIXED USE (PDM)**

**Sec. 70-567A. – Purpose and Intent.**

1. The Planned Development – Mixed Use district implements the policies, objectives, and purposes of the Comprehensive Plan, the Germanna-Wilderness Area Plan, and the Code of Virginia § 15.2-2283 by allowing for interrelated and compatible commercial, institutional, residential, and recreational uses within an interconnected pedestrian-oriented neighborhood.
2. The intent of this district is to permit flexibility and a focus on high-quality design for mixed-use developments which:
  - a) Provide a level of density and intensity in order to promote a dynamic and convenient neighborhood;
  - b) Exemplify traditional communities that are pedestrian-oriented and offer a variety of transportation, housing, commercial and recreational options;
  - c) Take a creative approach in preserving and protecting natural site features through innovative site planning and the use of low impact development (LID) principles; and
  - d) Provide for the efficient use of land which preserves open space and limits impacts to surrounding properties.

**Sec. 70-567B. – Applicability.** Any property qualifying for a zoning map amendment to the PDM district shall be identified as being within the *Germanna-Wilderness Area* on the Future Land Use Map of the Comprehensive Plan.

**Sec. 70-567C. – Development plans.**

- (a) *Form.* Any PDM district shall be regulated by an overall development plan or master plan, as otherwise required as part of the zoning map amendment submittal requirements specified in Article II of this Chapter. Such plans shall be prepared by a licensed surveyor, engineer, or architect, and in addition to said submittal requirements shall also include:
  - (1) Design guidelines and generalized elevation drawings for the overall site;
  - (2) A circulation/transportation plan, including a transportation impact analysis (TIA);
  - (3) An open space and recreational facilities plan;
  - (4) A master signage plan;
  - (5) A generalized land use plan and list of proposed uses;
  - (6) A Landscaping plan; and
  - (7) A public utilities plan.

- (b) *Major Revisions.* Requests for major revisions to a PDM development plan shall follow procedural requirements for zoning map amendments. A major revision shall be characterized by:
  - (1) Significant changes in density;
  - (2) Substantial changes in vehicular circulation or access;
  - (3) Substantial changes in the types of land uses proposed;
  - (4) Substantial changes in building design or site design; and
  - (5) Any other change the Zoning Administrator determines is a major divergence from the approved development plan.
- (c) *Minor revisions.* All other changes to an approved PDM development plan shall be considered minor and may be administratively approved by the Zoning Administrator. Requests for minor revisions shall be in writing by the owner. If the Zoning Administrator denies such a request, the matter may be brought before the Board of Supervisors for a public hearing and decision to approve or deny.
- (d) *Implementation.* All properties for which a PDM development plan is approved shall be under common ownership before construction may begin.

**Sec. 70-567D. – Area Standards.**

- (a) *Minimum area required to establish a district:* Twenty (20) contiguous acres.
- (b) *Minimum area devoted to nonresidential uses development:* Thirty (30) percent of the gross acreage of the site. This area may include residential uses above the first-floor nonresidential use(s).
- (c) *Maximum gross residential density:* ~~Five (5)~~ Six (6) dwelling units per acre. A PDM district shall have at least two (2) different types of dwelling units, and no more than seventy (70) percent of the total number of units provided shall be any one type of dwelling unit.
- (d) *Minimum area devoted to common open space:* Twenty (20) percent of the gross acreage of the site.
- (e) *Open space criteria:*
  - (1) Open space shall be in the form of plazas, squares, commons, recreational areas such as playgrounds, ballfields, trails, and bike paths, picnic areas, and natural/wooded areas.
  - ~~(2) An individual open space area must be at least ten thousand (10,000) contiguous square feet in order to be considered in meeting the requirement.~~
  - (3) A minimum of eighty-five (85) percent of dwelling units shall be within one-thousand (1,000) feet of a usable, common open space area at least ten thousand (10,000) contiguous square feet in size.
  - (4) All common open space shall be protected by covenants and open space easements setting forth the provisions for its ownership and maintenance.
- (f) *Open space density bonuses:* For each additional five (5) percent of open space provided above the required minimum, the maximum gross residential density may be increased by two (2) dwelling units per acre. ~~The maximum density bonus shall not exceed twenty (20) percent of the total number of dwelling units permitted by subsection (c) above. The maximum gross residential density shall not exceed twelve (12) dwelling units per acre.~~

**Sec. 70-567E. – General Site Layout Guidelines.**

1. *Neighborhood core:* The site shall have a neighborhood core, of between 10% and 30% of the gross project area, which includes a mix of commercial, residential, and open space uses.
2. *Mixing of uses:* Residential and nonresidential land uses shall be sufficiently mixed horizontally across the project and vertically within buildings to facilitate a truly pedestrian-oriented environment. Multi-family and single-family attached housing shall generally be located closest to the core of the community and/or central commercial area.
3. *Access.* At least two access points to the project site shall be provided. All lots shall front on a public or private street or on a square or plaza. No residential use shall have direct access to any road outside of the district.
4. *Alleys:* Alleys may be utilized to provide access to lots, provided the right-of-way width is no greater than twenty (20) feet. Alleys and shall be the preferred means of access for lots in residential areas in order to facilitate a street-front orientation for the structures.
5. *Street criteria:*

- a. Public and private streets may be provided, but all streets shall be designed in accordance with VDOT Secondary Street Acceptance Requirements unless it is determined the public health, safety, and welfare would be better served otherwise.
  - b. The transportation system shall be generally in the form of a grid of interconnected streets, alleys and paths, modified as necessary to accommodate topography and the extent of the project site. Roundabouts shall be the preferred intersection design.
  - c. Cul-de-sacs or dead-end roads shall not be permitted unless warranted by topographical or site design constraints.
  - d. Streets within and adjacent to the neighborhood core shall utilize well-delineated crosswalks and bulb-outs or other similar facilities to minimize pedestrian crossing distances.
  - e. Motor vehicle circulation shall be designed to promote pedestrian and bicycle activity.
6. *Sidewalk criteria:*
- a. Sidewalks shall be provided on both sides of all streets within the project area.
  - b. Sidewalks in residential areas shall have a minimum width of four (4) feet.
  - c. Sidewalks ~~in nonresidential areas~~ shall have a minimum width of eight (8) feet ~~and~~, within and adjacent to the neighborhood core, ~~and~~ shall be separated from the roadway by a planting strip and/or parking. Where outdoor restaurant seating or similar uses are provided on the sidewalk, sidewalks shall be a minimum of sixteen (16) feet in width. In no case shall the buffer between pedestrians and the roadway be less than five (5) feet.
  - d. Connections shall be made to existing sidewalks if such facilities exist on adjacent properties, unless otherwise prohibited by VDOT regulations.
7. *Landscaping:* Established as part of the development plan, which shall at least meet the intent of any landscaping requirements specified in Article V of this Chapter. Street trees shall generally be planted throughout the neighborhood core and ~~any other~~ nonresidential ~~or open space~~ areas in order to form a canopy once the trees reach maturity. Tree species shall be diversified as a precaution against blight.
8. *Outdoor lighting criteria:* See the Exterior Lighting section of the Supplementary District Regulations section of this chapter.
9. *Parking criteria:*
- a. See the Supplementary District Regulations section of this Chapter.
  - b. On-street parking may be used to satisfy residential and nonresidential parking requirements, and shall be provided on streets within and adjacent to the neighborhood core.
  - c. Detached garages for single-family attached and detached dwellings shall be located only in the rear or side yard. Attached garages shall not extend beyond the front plane of the dwelling.
10. *Signage criteria:* Established as part of the development plan.

**Sec. 70-567F. –Building Standards.**

- (a) *Maximum height:* Forty-five (45) feet, unless otherwise permitted via Special Exception or via Special Use Permit for telecommunications facilities.
- (b) *Minimum lot sizes and yards:* Established as part of the development plan. Build-to lines shall be utilized instead of traditional minimum setback distances or yard widths. In establishing these standards, the following principles shall be used:
  - (1) Fire and rescue access to any property shall not be impaired;
  - (2) Adequacy of light, air, privacy, and access to open space is sufficient for residential uses; and
  - (3) The safety and functionality of the transportation network is not hindered.
- (c) *Principal structures and uses:* Multiple principal uses ~~and/or structures~~ may be allowed on a lot, ~~but there shall be only one (1) principal structure per lot.~~ Where residential uses and nonresidential uses are within a single structure, the residential use(s) shall be considered accessory to the nonresidential use(s).
- (d) *Public utilities required:* Public water and wastewater services shall be required for all development in a PDM district.
- (e) *Underground utilities:* All utilities shall be placed underground.



RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS

RE: UPDATE ON LAND MOBILE RADIO PROJECT

Stephanie Straub, Financial Management Specialist, and Mike LaCasse, Chief Deputy Major, presented a PowerPoint presentation, which included information on the following: an overview of the project timeline; a review of each of the tower sites, site assessments, and next steps; fiber vs. microwave connections; and overall next steps in the project.

Discussion ensued among the Board regarding: tower and shelter specifications; fiber and microwave support; the size of the Clarks Mountain site; and the receipt of fiber quotes.

The Board took the information regarding the Land Mobile Radio Project under advisement, and there was no action taken at this time.

RE: RESOLUTION OF SUPPORT FOR VDOT SMARTSCALE PROJECT APPLICATIONS

Alyson Simpson, Chief Deputy Clerk, explained that, with the assistance of the Virginia Department of Transportation, the Board had identified five projects for submission through the SmartScale funding program. She reviewed each of the project locations, indicating the Board had seen potential project drawings.

Ms. Simpson noted that two of the projects were located within the Town of Gordonsville, as the Town was not eligible to submit SmartScale projects on their own. The Gordonsville Town Council had already adopted a resolution of support to include with said applications.

Lastly, Ms. Simpson reminded the Board that the County was only eligible to submit for four projects, although five projects had been identified. As such, VDOT was assisting in obtaining support from the Commonwealth Transportation Board (CTB) member that represented the County to apply for the fifth project on the County's behalf.

Ms. Simpson stated that, as part of the application process, a resolution of support was required from the Board of Supervisors. She presented a draft resolution for the Board's consideration.

Discussion ensued among the Board regarding: acquisition of right-of-way for the roundabout project at Route 522; the fact that making application for the projects was simply a step in the process, and there would be an opportunity for public comment in the future; the support for public comment opportunities provided through VDOT; and the desire to be kept informed of the action of the CTB member regarding the fifth project application.

On the motion of Mr. Johnson, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board adopted the following resolution in support of Orange County's SmartScale project applications, as presented:

RESOLUTION OF SUPPORT FROM THE ORANGE COUNTY BOARD OF SUPERVISORS  
FOR PROJECTS SUBMITTED TO THE  
FY 2020-2026 SMART SCALE PRIORITIZATION PROCESS

WHEREAS, on April 6, 2014, the General Assembly of Virginia approved an Act to amend the Code of Virginia by adding Article 1.1 of Chapter 1 of Title 33.1, a section numbered 33.1-23.5:5, commonly referred to as the Smart Scale Prioritization Process, which requires that projects requesting funding through the Six-Year Improvement Plan (SYIP) be scored and prioritized; and

WHEREAS, Orange County, in coordination with the Virginia Department of Transportation (VDOT), has identified the following five (5) projects to submit for funding through the FY2020-2026 SYIP:

Route 522 / Route 20 Roundabout,  
Route 20 / Route 611 Roundabout,  
Roundabout at the easternmost Route 33 / Route 20 Intersection,  
High Street / Route 231 Roundabout (Town of Gordonsville), and  
High Street / Route 15/33 Roundabout (Town of Gordonsville);

NOW, THEREFORE, BE IT RESOLVED, on this 24<sup>th</sup> day of July, 2018, that the Orange County Board of Supervisors hereby supports submission of the five (5) projects, as identified above, as part of the Smart Scale Prioritization Process.

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

RE: CLOSED MEETING

At 6:21 p.m., Mr. Lacheny 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 and consideration of prospective candidates for the position of Fire and EMS Chief, discussion of the performance of a specific administrative employee, and discussion of the disciplining of a specific employee in Social Services. - §2.2-3711(A)(1) of the Code of Virginia
- Discussion concerning a prospective 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 employed or retained by the public body regarding specific legal matters concerning Airport zoning and the Walkers Branch Subdivision, requiring the provision of legal advice by such counsel. - §2.2-3711(A)(8) of the Code of Virginia

WHEREAS, pursuant to §§2.2-3711 (A)(1), (A)(5), and (A)(8) 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. 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 7:33 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 7:34 p.m., Chairman White opened the floor for public comment.

There being no speakers, public comment was closed at 7:34 p.m.

RE: COUNTY ATTORNEY'S REPORT

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

RE: COUNTY ADMINISTRATOR'S REPORT

RE: RESOLUTION OF SUPPORT FOR AGRICULTURAL DISASTER RELIEF FOR ORANGE COUNTY'S FARMERS

R. Bryan David, County Administrator, presented a request to the Board from the local Virginia Cooperative Extension Office. He indicated the requested resolution of support, if adopted, could open funding opportunities for Orange County's farmers who were recently affected by floods.

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

RESOLUTION OF SUPPORT FOR AGRICULTURAL DISASTER RELIEF  
FOR ORANGE COUNTY'S FARMERS

WHEREAS, Orange County, Virginia sustained two (2) separate severe rain events that occurred May 30, 2018 through June 3, 2018, and a second event June 20, 2018 through June 24, 2018, that caused major flooding on agricultural land. As indicated by the USGS gauging station, the Rapidan River achieved flood-stage water flow in less than 24 hours of the onset of rain, with additional surges twenty-three (23) feet above normal levels, with additional rain and runoff, which caused widespread flooding throughout the County; and

WHEREAS, flooding waters had a severe impact on Orange County agriculture, particularly with many of the corn, soybean, small grain, and hay/pasture fields in the lower basins of the Rapidan River and tributaries that feed it, as well as waterways in the York River watershed. Corn, soybean, and hay/pasture fields in the flooded bottoms were under water or standing water for more than twenty-four (24) hours; and

WHEREAS, the Virginia Cooperative Extension, in cooperation with USDA – Farm Service Agency and USDA – Natural Resources Conservation Service, has reported that approximately 2,000 acres of the planted soybean, corn, wheat, and barley crops and 20,000 acres of mixed forages have sustained major damage, constituting an economic loss of approximately \$5 million; 49% loss of forage crops revenue; 14% loss of corn crop revenue; and 15% loss of soybean crop revenue to Orange County agriculture; and

WHEREAS, severe flooding has caused detrimental cropland erosion, stream channel failures, debris deposits, sedimentation, fencing losses, and streambank degradation. The estimated cost of remediation and fencing is estimated at \$70,000, which can be addressed by the USDA – Natural Resources Conservation Service via the Emergency Watershed Protection program;

NOW, THEREFORE, BE IT RESOLVED, on this 24<sup>th</sup> day of July, 2018, that the Orange County Board of Supervisors hereby instructs the County Administrator to request that the Governor of Virginia designate the County of Orange as an agricultural disaster area in order to submit to the President of the United States for consideration of a Presidential Declaration providing necessary Federal financial resources to Orange County's farmers for remediation projects to restore and protect farmland.

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

RE: BOARD COMMENT

Chairman White commented on a request received from the George Washington Carver Museum, adding that he would discuss the request with the Board in more detail at a later date.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- VDOT Monthly Report for July
- Tourism Quarterly Report
- Social Services Quarterly Report
- Economic Development Quarterly Report
- April 25, 2018 Rappahannock-Rapidan Regional commission (RRRC) Minutes
- June 5, 2018 Culpeper Soil and Water Conservation District Minutes
- Flood Assessment Damage Report for June 2018

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

On the motion of Mr. Crozier, seconded by Mr. Johnson, which carried by a vote of 5-0, the Board appointed R. Bryan David as the Rotating At-Large Representative on the Central Virginia Regional Jail Board for a one-year term, with said term commencing July 1, 2018, and expiring on June 30, 2019.

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

RE: CALENDAR

The Board received copies of its calendar of meetings for the months of July 2018, August 2018, and September 2018.

RE: SCHEDULE A PUBLIC HEARING FOR SUP 17-08 (PREDDY CREEK PARK)

By consensus, the Board authorized staff to advertise for and schedule a Public Hearing for SUP 17-08 (Preddy Creek Park) on Tuesday, August 28, 2018, at 7:00 p.m., as presented.

RE: ADJOURN

On the motion of Mr. Johnson, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adjourned the meeting at 7:38 p.m. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

---

James K. White, Chairman

---

R. Bryan David, County Administrator