

**BOARD OF SUPERVISORS MINUTES****SEPTEMBER 10, 2019**

At a Regular Meeting of the Orange County Board of Supervisors held on Tuesday, September 10, 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 presented. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

**RE: SPECIAL PRESENTATIONS AND APPEARANCES****RE: SERVICE AWARDS**

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

- Christopher Locker      10 Years      Sheriff's Office Deputy

Receiving a Service Award, but not in attendance at the meeting, was:

- John Jeffries              5 Years              Collection Attendant

**RE: CITIZEN RECOGNITION FOR LITTER CONTROL**

Jayson Woods, Litter Control Committee Coordinator, presented a Certificate of Appreciation to Mr. Tim Gerling for his outstanding contribution to litter control efforts in the County.

**RE: CONSENT AGENDA**

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

**RE: FY20 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>
42160001-41322	Wages - Part-Time	\$ 0.00	\$ 4,056.00	\$ 4,056.00
48120001-43350	Repairs & Maint. - Other	0.00	25,000.00	25,000.00
43520003-43115	Prof. Serv. - Emergency Vet	4,002.00	115,088.00	119,090.00
47310001-43210	Data Processing Server	79,542.00	547.00	80,089.00
48150001-43100	Prof. Services - Other	15,000.00	15,000.00	30,000.00
48160001-43100	Prof. Services - Other	45,900.00	15,000.00	60,900.00
48160001-43500	Printing & Binding	10,000.00	4,000.00	14,000.00
48160001-46025	Marketing Expenses	40,000.00	5,500.00	45,500.00
49140001-45901	Contingency - Co. Admin.	1,000.00	10,295.00	11,295.00
48160002-46800	WWI / WWII Commem.	0.00	2,000.00	2,000.00
48160003-43600	VTC Grant Expenses	0.00	10,298.00	10,298.00

48160005-46800	Tourism Adv. Comm. Exps.	7,000.00	25,528.00	32,528.00
45370101-43300	Vending Items for Resale	0.00	81.00	81.00
45370101-46000	Office Supplies	0.00	97.00	97.00
45370101-46803	Donated Program Expenses	0.00	1,007.00	1,007.00
45370102-46800	Michael's Gift Expenses	0.00	13,097.00	13,097.00
45371002-46800	After Prom Expenses	0.00	479.00	479.00
45374101-46500	Other Oper. Supplies	0.00	504.00	504.00
45311001-41111	Wages - Regular	1,674,529.00	3,000.00	1,677,529.00
45311001-41111	Wages - Regular	1,674,529.00	16,000.00	1,690,529.00
45311001-43350	Other Repairs / Maint.	60,000.00	11,500.00	71,500.00
45311001-46000	Office Supplies	31,700.00	5,000.00	36,700.00
45311001-43350	Other Repairs / Maint.	60,000.00	650.00	60,650.00
45311001-46000	Office Supplies	31,700.00	2,000.00	33,700.00
45311001-46000	Office Supplies	31,700.00	2,000.00	33,700.00
45311001-46000	Office Supplies	31,700.00	4,500.00	36,200.00
45311001-43210	Data Processing Server	1,200.00	1,500.00	2,700.00
45311001-46000	Office Supplies	31,700.00	17,500.00	49,200.00
45311001-46000	Office Supplies	31,700.00	17,000.00	48,700.00
48170001-43370	Grounds Maintenance	50,000.00	4,400.00	54,400.00
44240001-43245	Monitoring Services	40,500.00	29,264.00	69,764.00
44240001-43377	Corrective Action	15,700.00	27,792.00	43,492.00
44240001-43378	Gas Remediation	6,300.00	29,876.00	36,176.00
44231001-43370	Grounds Maintenance	27,000.00	2,200.00	29,200.00
44231001-43370	Grounds Maintenance	27,000.00	2,500.00	29,500.00
49310001-47265	To VPA Fund	857,139.00	80,650.00	937,789.00
30052001-39900	Appropriated Fund Balance	(1,416,911.00)	(370,535.00)	(1,787,446.00)
30051002-39100	Transfer from General Fund	(857,139.00)	(80,650.00)	(937,789.00)
30052009-39900	Appropriated Fund Balance	0.00	(4,400.00)	(4,400.00)
30052010-39900	Appropriated Fund Balance	(15,000.00)	(91,632.00)	(106,632.00)
48150007-46800	Prog. Exp. - ED Workshops	3,500.00	8,546.00	12,046.00
42210002-46800	CA Forfeited Asset Exps.	0.00	12,460.00	12,460.00
43120006-46800	SHF Forfeited Asset Exps.	0.00	75,940.00	75,940.00
30052002-39900	Appropriated Fund Balance	0.00	(88,400.00)	(88,400.00)
45374001-46803	Matching Program Expenses	0.00	632.00	632.00
43120003-46800	Comm. Policing Expenses	2,000.00	6,892.00	8,892.00
43120005-41200	Wages - Overtime	0.00	2,572.00	2,572.00
43177002-46800	Guardian Pendant Expenses	45.00	1,149.00	1,194.00
43177003-46800	Project Lifesaver Expenses	5.00	1,089.00	1,094.00
43177005-46800	File for Life Expenses	0.00	1,600.00	1,600.00
30046001-37050	DMV Select Enforcement	0.00	(2,572.00)	(2,572.00)
47310001-43210	Data Processing Server	79,542.00	15,400.00	94,942.00
41241001-43350	Repairs & Maint. - Other	6,000.00	7,000.00	13,000.00
30045009-37100	Byrne Grant	0.00	(965.00)	(965.00)

43120007-46350	Police Supplies	0.00	965.00	965.00
30045001-35825	State Miscellaneous	0.00	(600.00)	(600.00)
47310001-46800	Library Program Expenses	4,155.00	200.00	4,355.00
47311001-46800	Library Program Expenses	4,390.00	200.00	4,590.00
47312001-46800	Library Program Expenses	3,790.00	200.00	3,990.00
30052016-39900	Appropriated Fund Balance	0.00	(86,089.00)	(86,089.00)
49400112-48020 C1025	Construction Drawings	0.00	3,000.00	3,000.00
49400112-48090 C1025	Construction Labor	0.00	638,870.00	638,870.00
49400112-48150 C1025	Construction Materials	0.00	(542,531.00)	(542,531.00)
49400112-48330 C1025	Special Inspections	0.00	7,500.00	7,500.00
49400112-48340 C1025	Survey and Legal Permits	0.00	(20,750.00)	(20,750.00)
<b>TOTALS</b>		<b>\$ 2,700,918.00</b>	<b>\$ 0.00</b>	<b>\$ 2,700,918.00</b>

RE: MINUTES

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

- August 27, 2019 Regular Meeting

RE: NEW BUSINESS

RE: AWARD OF THE CONTRACT FOR PETROLEUM PRODUCTS

Amanda Amos, Procurement Coordinator, explained that staff had released a solicitation for petroleum products, which was advertised through the County's website, in the Orange Review, and on Virginia's e-procurement website. She indicated that five (5) responses were received.

Ms. Amos stated that, after reviewing the proposals, staff's recommendation was to award a contract to Culpeper Petroleum-Southern States, which represented the lowest responsive bidder for all products.

Discussion ensued among the Board regarding: the importance of appropriately labeling all gas, diesel, and propane tanks.

On the motion of Mr. Goodwin, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board authorized staff to enter into contracts with Culpeper Petroleum-Southern States for petroleum products for a one (1) year term, with the possibility of four (4) renewals, as presented.

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

RE: OLD BUSINESS

There were no matters for Old Business at this time.

RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS

There were no Department Director / Constitutional Officer Reports at this time.

RE: COUNTY ATTORNEY'S REPORT

RE: ADDENDUM TO THE RIGHT-OF-WAY AGREEMENT WITH THE TOWN OF ORANGE

Thomas Lacheney, County Attorney, presented a request to the Board to authorize the Chairman to execute an addendum to the Right-of-Way Agreement with the Town of Orange, on behalf of Orange County.

On the motion of Mr. Frame, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board authorized the Chairman to execute an addendum to the Right-of-Way Agreement with the Town of Orange, as presented.

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

RE: COUNTY ADMINISTRATOR'S REPORT

RE: SUBDIVISION ORDINANCE AMENDMENT; FIBER OPTICS EASEMENT AND CONDUIT INSTALLATION

R. Bryan David, County Administrator, explained that during the development of the County's core fiber optics network, the Board discussed the possibility of amendments to the Subdivision Ordinance to address fiber optics easements and conduit installation for new developments. He provided additional material for the Board's review and indicated there were other fundamental policies that could be considered to augment the proposed amendments to the Subdivision Ordinance. Mr. David noted that staff wanted to gather input from the Board on what to include in the draft amendments to the Subdivision Ordinance.

Discussion ensued among the Board regarding: which thresholds to consider that would prompt requirements for broadband; standards for separation of underground utilities; incremental implementation of the amended ordinance; and identification of connection points for broadband.

The Board took the information regarding the Subdivision Ordinance amendments for fiber optics easements and conduit installation under advisement, and there was no action taken at this time.

RE: PUBLIC COMMENT

At 5:34 p.m., Chairman White opened the floor for public comment.

There being no speakers, public comment was closed at 5:34 p.m.

RE: BOARD COMMENT

Supervisor Johnson requested consideration to waive permit fees for the Town of Gordonsville, as it related to installation of a sign at the Maple Wood Cemetery.

On the motion of Mr. Johnson, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board approved a request from the Town of Gordonsville to waive permit fees for the installation of a sign at the Maple Wood Cemetery, as presented.

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

Supervisor Crozier commented on the notification from Culpeper County regarding a scheduled public hearing on a proposed solar project.

Supervisor Johnson noted the discovery of a historic photograph of a previous Board member, James Conway Graves, which would be displayed with the photographs of the other Board members.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- June 24, 2019 Health Center Commission (HCC) Minutes
- VDOT Monthly Report
- Letter from Culpeper County Department of Development Regarding Public Hearing

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 September 2019, October 2019, and November 2019.

RE: CLOSED MEETING

At 5:38 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 and consideration of the salaries of specific public officers, appointees, or employees of the public body. - §2.2-3711(A)(1) of the Code of Virginia
- Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly-held real property, where discussion in an open meeting would adversely impact the bargaining position or negotiating strategy of the public body with respect to a communications tower. - §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 solid waste and the radio system. - §2.2-3711(A)(8) of the Code of Virginia
- Discussion of plans to protect public safety as it relates to terrorist activity or specific cybersecurity threats or vulnerabilities and briefings by staff members. - §2.2-3711(A)(19) of the Code of Virginia

WHEREAS, pursuant to §§2.2-3711 (A)(1), (A)(3), (A)(8), and (A)(19) 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 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 7:21 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, Crozier, Frame, Goodwin. Nays: None.

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 7:21 p.m. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

---

James K. White, Chairman

---

R. Bryan David, County Administrator