At a regular meeting of the Orange County Board of Supervisors held on Thursday, April 17, 2007, at 7:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: R. Mark Johnson, Chairman; Clement L. Dodson, Jr., Vice Chairman; Thomas E. Graves; Teri L. Pace; and Richard D. Wallace. Also present: William C. Rolfe, County Administrator; Todd G. Patrick, County Attorney, and Donna D. Curry, Chief Deputy Clerk.

RE: CALL TO ORDER

Chairman Johnson called the meeting to order and paused for a moment of silence for the victims and families of the Virginia Tech tragedy.

RE: ADOPTION OF AGENDA

Mr. Dodson moved, seconded by Mr. Wallace and carried, to approve the agenda as presented. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: DECLARATION OF INTEREST

At this time Supervisor Graves read the following declaration:

WHEREAS, as a duly elected member of the Orange County Board of Supervisors, I am called upon to debate, consider, and vote upon the budget for the Orange County School Board in support of the operations of the Orange County schools; and

WHEREAS, a member of my immediate family, namely my spouse, is currently employed by the Orange County School Board and receives more than $10,000.00 in compensation from her employment on an annual basis; and

WHEREAS, the salary of my spouse is affected, to some degree, as are all employees of the Orange County School Board, by the action of the Orange County Board of Supervisors in adoption of the budget for the Orange County School Board.

NOW THEREFORE I, Thomas Edward Graves, do hereby declare that I am able to participate in the adoption of the budget for the Orange County School Board fairly, objectively, and in the public interest. This declaration is made pursuant to Virginia Code Section 2.1-639.14.

RE: ACTION ITEMS

RE: RESOLUTION OF ADOPTION - FY 2008 ORANGE COUNTY BUDGET

Mr. Dodson moved, seconded by Mr. Graves and carried, to adopt the following resolution:

RESOLUTION OF ADOPTION
FY2008 ORANGE COUNTY BUDGET

WHEREAS, the FY2008 Budget has been duly prepared and presented to the Board of Supervisors; and

WHEREAS, the appropriate advertisements and public hearings, as required by the Code of Virginia, have been conducted; and

WHEREAS, numerous budget work sessions, open to the general public have been conducted; and

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

NOW, THEREFORE, BE IT RESOLVED, this 17th day of April 2007 by the Board of Supervisors of Orange County Virginia, that the FY2008 Budget is established as follows:

General Fund	46,060,333
Law Library Fund	3,800
Social Services Fund	2,877,071
County Capital Projects Fund	1,491,210
Debt Service Reserve Fund	5,571,318
Airport Fund	1,196,417
Landfill Fund	2,546,558
Rt. 20 Sewer Project Fund	1,002,800
School Operating. Fund	44,211,934
School Cafeteria Fund	1,506,271
School Textbook Fund	300,000
School Headstart Fund	925,600
School Adult Education Fund	305,915
School Capital Funds	627,395

Ayes: Johnson, Graves, Dodson, Wallace. Nays: Pace.

RE: ADOPTION OF AN ORDINANCE TO FIX LEVIES FOR THE TAX YEAR BEGINNING JANUARY 1, 2007

Mr. Dodson moved, seconded by Mr. Wallace and carried, to adopt the following ordinance to fix levies for the tax year beginning January 1, 2007, which equalizes the real estate tax rate at $.42 per $100 of assessed value based on the new real estate assessment and leaves all other tax rates unchanged from the previous year:

AN ORDINANCE TO FIX LEVIES FOR THE
TAX YEAR BEGINNING JANUARY 1, 2007

BE IT ORDAINED by the Orange County Board of Supervisors that tax levies for the County of Orange be, and they hereby are established for the tax year beginning January 1, 2007 as follows:

REAL ESTATE as defined by Section 58.1-3000 of the Code of Virginia, 1950, as amended, including equalized public service corporation real estate as defined by Section 58.1-2606 of the Code of Virginia, 1950, as amended and including a manufactured home as defined by Section 36-85.3, and as permitted by §58.1-3506(A)(9) of the Code of Virginia, 1950, as amended: $0.42 per $100.00 of assessed valuation (subject to land use tax ordinance and ordinance granting tax relief for the elderly and handicapped adopted by the Orange County Board of Supervisors).

TANGIBLE PERSONAL PROPERTY as defined by Section 58.1-3000 and classified by Section 58.1-3500 through 58.1-3503 inclusive, of the Code of Virginia, 1950, as amended, including equalized public service corporation tangible personal property as defined by Section 58.1-2606 of the Code of Virginia, 1950 as amended, but excluding boats and motors, aircraft, forest harvesting machinery and farm machinery: $2.20 per $100.00 assessed valuation at 100% of fair market value (subject to ordinance granting exemption for pollution control equipment adopted by the Orange County Board of Supervisors).

AIRCRAFT: as defined in Section 58.1-3506(A)(3) and (4) of the Code of Virginia, 1950, as amended: $0.55 per $100.00 assessed valuation at 100% of fair market value.

BOATS AND MOTORS, as defined in Section 58.1-3506(A)(1)(a), (1)(b), (11), (27) and (28) of the Code of Virginia, 1950, as amended: $1.65 per $100.00 assessed valuation at 100% of fair market value.

FARM MACHINERY, as defined in Sections 58.1-3505(8)&(10) of the Code of Virginia, 1950, as amended: $0.00 per $100.00 assessed valuation at 100% of fair market value.

MACHINERY AND TOOLS as defined by Section 58.1-3507 of the Code of Virginia, 1950, as amended: $1.831 per $100.00 assessed valuation at 100% of fair market value.

FOREST HARVESTING MACHINERY as defined by Section 58.1-3508 of the Code of Virginia, 1950, as amended: $0.00 per $100.00 assessed valuation at 100% of fair market value.

MERCHANTS CAPITAL as defined by Section 58.1-3510 of the Code of Virginia, 1950, as amended: $0.40 per $100.00 of assessed valuation.

Ayes: Johnson, Graves, Dodson, Wallace. Nays: Pace.

RE: ADOPTION OF AN ORDINANCE TO IMPOSE MOTOR VEHICLE LICENSE FEES

Mr. Wallace moved, seconded by Mr. Graves and carried, to adopt the following ordinance to impose motor vehicle license fees as presented:

AN ORDINANCE TO IMPOSE
MOTOR VEHICLE LICENSES FEES
IN THE COUNTY OF ORANGE, VIRGINIA

WHEREAS, the Orange County Board of Supervisors enacted an ordinance on the 20th day of February, 2007, abolishing Motor Vehicle License Fees and associated decals; and

WHEREAS, the ordinance adopted on February 20, 2007 incorrectly identified the Motor Vehicle License Fees and associated decals as being contained in Chapter 58, Taxation, wherein it was contained within Chapter 62, Traffic and Vehicles; and

WHEREAS, it was not the intent of the Board of Supervisors to affect or repeal any section of the Code of Ordinances of the County of Orange, Virginia except those sections associated with Motor Vehicle License Fees and associated decals; and

WHEREAS, the County has determined that the imposition of a Motor Vehicle License Fee is desired and authorized by Section 46.2-752 of the Code of Virginia, 1950, as amended; and

WHEREAS, the Orange County Board of Supervisors has advertised this proposed ordinance and conducted a public hearing to consider this ordinance in accordance with the Code of Virginia, 1950, as amended

NOW THEREFORE, BE IT ORDAINED by the Orange County Board of Supervisors that Article II of Chapter 58, Taxation, is hereby unaffected by the ordinance adopted on February 20, 2007, and continues in full force and effect, it being the intent of the Board of Supervisors to repeal Article II of Chapter 62, Traffic and Vehicles, which is hereby acknowledged as repealed pursuant to the ordinance adopted on February 20, 2007.

BE IT FURTHER ORDAINED Chapter 62, Traffic and Vehicles, is hereby amended as follows:

Motor Vehicle License Fees

Definitions

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Domicile means the residence of an owner of a motor vehicle as of January 1 of the applicable year.

Motor vehicles shall be construed to include, whether owned or leased, motor vehicles and motorcycles as defined in Section 46.2-100 of the Code of Virginia, 1950, as amended, except publicly owned motor vehicles and motor vehicles owned by volunteer fire companies or volunteer rescue squads.

Imposed

An annual motor vehicle license fee is levied and assessed upon all motor vehicles normally garaged, stored or parked within the county on January 1 of each year, and used upon the streets, roads and alleys of the county, or otherwise within the jurisdiction of the county on January 1 of each year. If it cannot be determined where such motor vehicle is normally garaged, stored or parked, the situs of such motor vehicle shall be the domicile of the owner. The revenue derived from the motor vehicle license fees shall be deposited by the Treasurer in the general fund of the County.

Amount

(a) The motor vehicle license fee on each and every motor vehicle, except motorcycles, shall be $25.00 per year.

(b) The motor vehicle license fee on every motorcycle shall be $15.00 per year.

License year and payment

The license year under this article shall commence on January 1 and shall end on December 31. Payment of the motor vehicle license fee shall be due on December 5th of each year. Partial payments made on personal property taxes associated with a motor vehicle license fee shall first be applied towards this motor vehicle license fee.

Exemptions and limitations

(a) Nothing in this ordinance shall be construed as requiring the payment of a motor vehicle license fee for any motor vehicle for which an exemption or limitation is provided by the laws of the Commonwealth of Virginia.

(b) The motor vehicle license fee imposed by this ordinance shall not apply to the following:

(1) One (1) motor vehicle, owned or leased, and used personally by any veteran who holds a current state motor vehicle registration card establishing that he has received a disabled veteran's exemption from the department of motor vehicles, and has been issued a disabled veteran's motor vehicle license plate bearing the letters "DV."

(2) One (1) motor vehicle, personally owned or leased by a member of the armed services of the United States on active duty. For the purposes of this ordinance “the armed

services of the United States" includes active duty service with the regular Armed Forces of the United States, or the National Guard, or other reserve component.

(3) Vehicles owned by a nonresident of the County and used exclusively for pleasure or personal transportation and not for hire or for the conduct of any business or occupation, other than as set forth in paragraph 4 immediately following this paragraph.

(4) Vehicles (i) owned by a nonresident and (ii) used for transporting into and within the County, for sale in person or by his/her employees, wood, meats, poultry, fruits, flowers, vegetables, milk, butter, cream, or eggs produced or grown by him/her, and not purchased by him/her for sale.

(5) A motor vehicle, trailer, or semi-trailer which is owned by an officer or employee of the Commonwealth who is a nonresident of County, and who uses the vehicle in the performance of his duties for the Commonwealth under an agreement for such use.

(6) A motor vehicle, trailer, or semi-trailer which is kept by a dealer or manufacturer for sale or for sales demonstration.

(7) A motor vehicle, trailer, or semi-trailer which is operated by a common carrier of persons or property operating between cities and towns in the Commonwealth and not used for intracity transportation or between cities and towns on the one hand and points and places outside cities and towns on the other and not in intracity transportation.

(8) A daily rental vehicle, as defined in § 58.1-2401, the rental of which is subject to the tax imposed by § 58.1-2402 A 4.

(9) One (1) motor vehicle, owned or leased, and used personally by any former prisoner of war who holds a current state motor vehicle registration card establishing that he has received prisoner of war state license plates as prescribed in Code of Virginia, § 46.2-746, Code of Virginia, 1950, as amended.

(10) One (1) motor vehicle, owned or leased, and used personally by any recipient of the Medal of Honor who holds a current state motor vehicles registration card establishing that he has received Medal of Honor state license plates as prescribed and limited in Code of Virginia, § 46.2-745.

(11) Antique motor vehicles, as defined in Code of Virginia, § 46.2-100 of the Code of Virginia, 1950, as amended, and registered and licensed by the state in accordance with § 46.2-730, shall be exempt from the payment of the license fee levied under this article, provided that other conditions prescribed herein are met.

In order to qualify for exemption hereunder, an antique motor vehicle registered and licensed under § 46.2-730, shall not be used for general transportation purposes, including, but not limited to, daily travel to and from the owner's place of employment, but shall only be used:

(i) For participation in club activities, exhibits, tours, parades and similar events; and

(ii) On the highways of the commonwealth for the purpose of testing their operation, obtaining repairs or maintenance, transportation to and from events as described in subdivision (i) of this subsection, and for occasional pleasure driving not exceeding two hundred fifty (250) miles from the residence of the owner.

Payment of personal property taxes prerequisite

(1) No motor vehicle shall be licensed by the Department of Motor Vehicles until such applicant for such license has paid all personal property taxes and the license fee assessed hereunder upon the motor vehicle to be licensed and until the department of motor vehicles has been provided satisfactory evidence by the County Treasurer that any delinquent motor vehicle personal property taxes or license fees which have been properly assessed or are assessable against the applicant by the county have been paid.

(2) No motor vehicle license shall be issued by the Department of Motor Vehicles to an owner of a motor vehicle as to which a fee is required to be paid pursuant to this ordinance, qualified under the provisions hereof to a waiver of that fee, until the applicant for such license or registration from the Department of Motor Vehicles has produced to the County Treasurer satisfactory evidence that all personal property taxes upon the motor vehicle licensed have been paid and satisfactory evidence that any delinquent personal property taxes due, and which are associated with the vehicle which have been properly assessed or are assessable against the owner, have been paid.

(3) The County Treasurer is hereby authorized to enter into an agreement with the commissioner of the Department of Motor Vehicles whereby the Commissioner will refuse to issue or renew any vehicle registration of any individual who owes to the County local motor vehicle license fees or delinquent tangible personal property tax or parking citations issued to a resident of the County. Before being issued any vehicle registration or renewal of such license or registration by the Commissioner, the individual shall first satisfy all local motor vehicle license fees and delinquent taxes or parking citations and present evidence satisfactory to the Commissioner that all such local motor vehicle license fees and delinquent taxes or parking citations have been paid in full. The Commissioner shall charge a reasonable fee to cover the costs of such enforcement action, and the Treasurer shall add the cost of this fee to the delinquent motor vehicle license fee, tax bill or the amount of the parking citation. The Treasurer seeking to collect delinquent taxes or parking citations through the withholding of registration or renewal thereof by the Commissioner as provided for in this section shall notify the Commissioner in the manner provided for in the agreement with the Commissioner and supply to the Commissioner information necessary to identify the debtor whose registration or renewal is to be denied. Any agreement entered into pursuant to the provisions of this section shall provide the debtor notice of the intent to deny renewal of registration at least 30 days prior to the expiration date of a current vehicle registration. For the purposes of this section, notice by first-class mail to the registrant's address as maintained in the records of the Department of Motor Vehicles shall be deemed sufficient. In the case of parking violations, the Commissioner shall only refuse to issue or renew the vehicle registration of any individual therefor pursuant to this section for the vehicle that incurred the parking violations. The provisions of this section shall not apply to vehicles owned by firms or companies in the business of renting motor vehicles.

Towns within the County

Whenever a town within the County imposes fees like those imposed in this ordinance upon motor vehicles of owners residing in such town, the owner of a motor vehicle subject to such fee shall be entitled, upon displaying satisfactory evidence of the payment of such fee, to receive a credit on the fee imposed by the County to the extent of the fee paid to such town.

Transfer of motor vehicle license fees; refunds

The motor vehicle license fee shall not be transferable between persons or vehicles. There shall be no refund of the motor vehicle license fee imposed herein for vehicles sold or otherwise disposed of during the license year.

Collection

The County Treasurer shall, after the due date for any motor vehicle license fee required by this ordinance, collect such motor vehicle license fee in accordance with the provisions of §58.1-3919 of the Code of Virginia, 1950, as amended, or any other applicable state law. Additionally, the County Treasurer shall have the authority to take any action authorized by §46.2-752.

This ordinance shall be effective April 17, 2007.

Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: ADOPTION OF CHILD CARE FEE SCHEDULE

Mr. Wallace moved, seconded by Mr. Dodson and carried, to authorize the implementation of the new Child Care Fee Schedule as presented, effective May 1, 2007. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: ADOPTION OF THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 2007-08 THROUGH 2011-12

Mr. Dodson moved, seconded by Mr. Wallace and carried, to adopt the Capital Improvement Plan for Fiscal Year 2007-08 through 2011-12 as presented. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: ADOPTION OF RESOLUTION OF APPROPRIATION

Mr. Graves moved, seconded by Mr. Dodson and carried, to adopt the following Resolution of Appropriation as presented:

A Resolution To Appropriate Designated Funds And Accounts For
Fiscal Year 2008 For The County Of Orange, Virginia

BE IT HEREBY RESOLVED, this 17th day of April 2007, by the Board of Supervisors of Orange County, Virginia, in the following manner:

THAT for the fiscal period beginning July 1, 2007, and ending June 30, 2008, the following amounts and hereby appropriated as follows, with such limitations and instructions as may by included herein by operation of the Board's discretion and authority,

GENERAL FUND	
LEGISLATIVE	
Board of Supervisors	
GENERAL & FINANCIAL ADMINISTRATON	
County Administration	557,095
Legal Services	47,752
County Attorney	133,948
Human Resources	560,940
Independent Auditor	44,500
Commissioner of Revenue	399,063
Reassessment	150,000
Board of Equalization	0
Treasurer	368,963
Finance	329,836

Information Technology	534,970
Dues	7,877
ELECTIONS	
Electoral Board	44,380
Registrar	99,752
JUDICIAL ADMINISTRATION	
COURTS	
Circuit Court Judge	53,043
Circuit Court Jury	29,149
General District Court	17,200
Magistrates	5,550
Clerk of the Circuit Court	446,621
Sheriff	433,844
COMMONWEALTH ATTORNEY	
Commonwealth Attorney	275,980
PUBLIC SAFETY	
Sheriff	2,222,294
E911 & Central Dispatch & E911 Wireless Funds	728,176
Victim Witness Program	62,478
School Resource Officer	94,843
TRIAD Program	17,005
Crime Analyst/Records Management	58,613
FIRE & RESCUE SERVICES	
Orange County Vol. Fire Chief's Assoc.	365,925
Rapidan Vol. Fire Department	16,144
LOW Rescue (Contribution)	103,600
Rappahannock EMS Council, Inc.	8,323
Orange County Fire & EMS Department	2,834,526
Other Fire & Rescue	111,800
CORRECTION & DETENTION	
Regional Jail Advisory Board Salaries	1,800
Rappahannock Juvenile Detention	199,803
OAR-Jefferson Area Comm. Correction	3,342
Probation Service	2,500
INSPECTIONS	
Building Inspection	457,951
OTHER PROTECTION	
Animal Control	168,240
Animal Shelter	394,244
Medical Examiner	1,200
Emergency Services	132,448
Sludge Monitor	1,100
PUBLIC WORKS	

MAINTENANCE OF BUILDINGS & GROUNDS	
Maintenance Of Buildings & Grounds	749,342
HEALTH & WELFARE	
LOCAL HEALTH AND WELFARE AGENCIES	
Local Health Department	335,551
Healthy Families Orange	35,000
Rappahannock Regional Comm. Services Board	151,217
WELFARE/SOCIAL SERVICES	
Social Services Board	3,000
State & Local Hospitalization	11,000
Welfare Funeral Supplements	500
Comprehensive Services Act Pool	554,632
Comprehensive Services Act-Administration	29,467
Virginia Juvenile Crime Control	40,751
Youth Commission	102,009
Youth Substance Abuse Program	8,000
Tobacco Settlement Grant	5,186
At Risk Program (OOY)	3,050
Skyline CAP Grant	5,000
Project EXCEL	6,000
EDUCATION	
PUBLIC EDUCATION	
See Public School Operating, School Cafeteria, School Headstart, School Textbook and School Capital Projects Funds	
COMMUNITY COLLEGE	
Germanna Community College	5,182
PARKS, RECREATION & CULTURAL	
PARKS & RECREATION	
Administration	262,666
Programs	414,833
Facilities Management	149,456
Parks	34,320
Child Care	1,221,603
CULTURAL	
Community Cultural Organizations	42,619
LIBRARIES	
Orange County Library System	970,237
COMMUNITY DEVELOPMENT	
PLANNING & COMMUNITY DEVELOPMENT	
Planning & Zoning	378,421

Rappahannock River Basin Commission	1,000
Rappahannock/Rapidan Planning Dist. Comm.	17,486
Orange Downtown Alliance, Inc.	7,500
Rapidan Better Housing Corporation	7,000
Planning Commission	47,920
Board of Zoning Appeals	5,600
Economic Development	217,008
Industrial Development Authority	173,510
Tourism	301,774
Crossroad Regional Visitor Center	21,300
ENVIRONMENTAL MANAGEMENT	
Culpeper Soil & Water Conservation	54,676
Virginia Division of Forestry	5,925
COOPERATIVE EXTENSION PROGRAM	
Virginia Tech Extension Program	134,813
NON-DEPARTMENTAL	
Contingency Fund	325,000
Fund Transfers	26,543,232
TOTAL GENERAL FUND WITH TRANSFERS	
TOTAL GENERAL FUND WITHOUT TRANSFERS	
PUBLIC SCHOOL FUNDS	
School Operating Fund (Fund 205)	44,211,934
School Cafeteria Fund (Fund 207)	
School Textbook Fund (Fund 208)	300,000
School Headstart Fund (Fund 210)	925,600
School Adult Education Fund (Fund 226)	305,915
School Capital Projects (Funds 309, 315 & 317)	627,395

APPROPRIATION OF OTHER FUNDS

BE IT RESOLVED by the Board of Supervisors of the County of Orange, Virginia, that the following appropriation is, and the same hereby are, made for the Fiscal Year 2007 for the functions or purpose indicated as follows:

Law Library Fund (Fund 205)	3,800
Social Service Fund (Fund 201)	2,877,071

County Capital Projects Fund (Fund 312)	1,491,210
Debt Service Reserve Fund (Fund 316)	5,571,318
Airport Fund (Fund 504)	1,196,417
Landfill Enterprise Fund (Fund 513)	2,546,558
Route 20 Sewer Project Fund (Fund 310)	1,002,800

The unexpended funds in the School Cafeteria Fund, School Textbook Fund, School Headstart Fund, County Capital Projects Fund, School Capital Projects Fund, Forfeited Assets Fund, Law Library Fund, Proffer Fund, Airport Fund, Route 20 Sewer Project Fund, and Landfill Enterprise Fund do not revert to the General Fund and remain in the respective funds until such time as the Board of Supervisors directs otherwise.

THE FOLLOWING RESTRICTIONS, LIMITATIONS AND AUTHORIZATIONS ARE HEREBY FURTHER RESOLVED, as follows:

COUNTY PROCUREMENT POLICY
All purchases of goods and services shall be made in accordance with the established Orange County Procurement Policy and the Virginia Public Procurement Act.

ADMINISTRATIVE TRANSFERS
The County Administrator may administratively transfer funds up to $10,000 among the various object codes within accounts as necessary to effectively carry out the work of the County in conformance with the purposes of the approved budget;

BOARD AUTHORITY NOT RELINQUISHED
The Board may transfer amounts between funds and accounts, from time to time, as it deems necessary and expedient;

STATE AND FEDERAL FUNDS
State and Federal funds for Schools, Social Services and Airport are hereby appropriated for expenditures only up to the amounts actually received and the appropriation does not authorize expenditures in excess of the amount budgeted;

SCHOOL APPROPRIATION
School operational appropriations shall be by fund, and not by category, leaving authority in the School Board to transfer between categories within funds, as they may see fit. All school capital expenditures must be expended as authorized by project. In no event shall school expenditures exceed those set forth herein without Board of Supervisors approval.

Ayes: Johnson, Graves, Dodson, Wallace. Nays: Pace.

RE: DISCUSSION ITEMS

RE: SPEAKING POINTS FOR THE 7TH DISTRICT REGIONAL VACO COURTHOUSE MEETING

Mr. Rolfe stated that he drafted the following speaking points for the upcoming 7th District Regional VACo Courthouse meeting for the Board's review:

1. Still need more local autonomy in establishing local land use controls. One size does not fit all. While we recognize the relationship between land use and increased demands on our

transportation system, requiring urban service areas in localities that are trying to remain rural is not the answer. By-right clustering is another example of mandated development by the State. Need more local flexibility so local governing bodies can determine what works best for their communities rather than the General Assembly telling us what is best for our communities.

2. State needs to provide more funding for safety improvements for primary and secondary roads. Route 20 is the classic example.

3. Lack of broadband communications infrastructure for business and industry is hampering existing businesses and limiting the types of businesses the County can attract to our area. There isn't a single source to contact to determine what is available. The State needs to develop a clearinghouse agency, possibly VITA, to gather this information and develop a plan to provide a level of communication competitiveness throughout the State.

By consensus, the Board approved the speaking points as presented.

RE: BOARD BY-LAWS

Chairman Johnson requested that this item be added to the agenda for discussion. He stated that he had asked Mr. Patrick to research the procedural rules for "Call for the Question". Mr. Patrick distributed information to the Board regarding the rules for this procedure. Chairman Johnson asked the Board members to review the information and requested that this item be added to a future agenda to further discuss the issue.

RE: CLOSED SESSION

At 7:21 p. m., Mr. Dodson stated, "Mr. Chairman, I move this meeting be recessed and that the Orange County Board of Supervisors immediately reconvene in closed session for the following purposes:

- Discussion or consideration of acquisition of real property for a public purpose, that being for a school, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, as permitted by Virginia Code section 2.2-3711(A)(3)."

The motion was seconded by Mr. Wallace and carried. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: OPEN SESSION

At 7:41 p.m., Mr. Dodson moved, seconded by Mr. Graves and carried, to reconvene in open session whereupon the Board adopted the following resolution:

WHEREAS, the Orange County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this Orange County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law;

NOW THEREFORE, BE IT RESOLVED, that the Orange County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies, and (ii) only such business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Orange County Board of Supervisors.

The motion carried. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: SUBDIVISION ORDINANCE WORKSESSION

Discussion ensued concerning the subdivision ordinance including: division of land in the Agricultural zoning district; recordation; family subdivisions; residue tracts; and private street standards. The Board discussed scheduling a public hearing on the subdivision ordinance at its first meeting in June.

RE: ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 9:12 p.m.