At a regular meeting of the Orange County Board of Supervisors held on Tuesday, December 11, 2007 beginning at 4:00 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.; 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: ADOPTION OF AGENDA

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

RE: CONSENT AGENDA

Mr. Graves moved, seconded by Mr. Wallace and carried, to approve the consent agenda items as presented:

RE: SUPPLEMENTAL APPROPRIATIONS

The Board approved the following supplemental appropriations:

- $1,431.10 from Donations (3-100-18990-0305) to Animal Shelter, Professional Services-Emerg. Vet. (4-100-35200-3115);
- $40.00 from Donations (3-100-18990-0305) to Animal Shelter, Professional Services-Emerg. Vet (4-100-35200-3115);
- $2,917.20 from Insurance Reimbursement (3-100-41010-0100) to Sheriff's Office, Repair & Maint. Vehicle (4-100-31200-6009)
- $36.25 from Miscellaneous (3-100-18990-800) to Sheriff's Office, Supplies (4-100-31750-6001);
- $36.25 from Miscellaneous (3-100-18990-800) to Sheriff's Office, Supplies (4-100-31770-6001);
- $248.90 from Expenditure Refunds (3-100-18030-100) to Sheriff's Office, Repair/Maintenance Vehicle (4-100-31200-6009);
- 125.65 from Expenditure Refunds (3-100-18030-100) to Sheriff's Office, Extradition (4-100-31200-5542);
- $5,000.00 from Miscellaneous (3-100-18990-800) to County Attorney, Professional Services (4-100-12215-3110).

RE: BUDGET TRANSFERS

The Board approved the following budget transfers:

- $500.00 from Executive Administration, Overtime (100-12100-1221) to County Administration Department, Overtime (100-12110-1221);
- $433.00 from Human Resources, Reserve for Merit Pay (100-12220-1900), $340.00 to Landfill, Salaries (513-42400-1111), $26.00 to Landfill, FICA (513-42400-2100), $48.00 to Landfill, Retirement (513-42400-2210), $3.00 to Landfill, Group Life Insurance (513-42400-2400), $16.00 to Landfill, Worker's Comp. (513-42400-2710);
- $2,704.22 from Human Resources, Reserve for Classification (100-12220-1907), $958.19 to Emergency Communication Center, Salaries (100-31400-1111), $1,416.40 to Emergency Communication Center, Wages-PT (100-31400-1322), $181.66 to Emergency Communication Center, FICA (100-31400-2100), $135.30 to Emergency Communication Center, Retirement (100-31400-2210), $9.58 to Emergency Communication Center, Group Life Insurance (100-31400-2400), $3.09 to Emergency Communication Center, Worker's Comp. (100-31400-2710);
- $2,081.54 from Human Resources, Reserve for Merit Pay (100-12220-1900), $1,700.00 from Human Resources, Reserve for Classification (100-12220-1907), $3,481.12 to

Animal Shelter, Wages-PT (100-35200-1322), $266.31 to Animal Shelter, FICA (100-35200-2100), $34.11 to Animal Shelter, Workers' Comp. (100-35200-2710).

- $5,118.24 from Human Resources, Reserve for Classification (100-12220-1907), $3,963.33 to Fire & Rescue, Salaries (100-32310-1111), $303.20 to Fire & Rescue, FICA (100-32310-2100), $559.62 to Fire & Rescue, Retirement (100-32310-2210), $39.63 to Fire & Rescue, Group Life Insurance (100-32310-2400), $252.46 to Fire & Rescue, Worker's Comp. (100-32310-2710);
- $8,000.00 from Capital Projects, Pitney Bowes (312-94350-8205) to Commissioner of Revenue, Mailing Services (100-12310-3183);
- $4,393.82 from Fire & Rescue, Four for Life (100-32500-5643) to Fire & Rescue, Four for Life (100-32310-5850);
- $23,738.00 from Fire & Rescue Four for Life (100-32500-5643) to Fire & Rescue, Four for Life (100-32310-5850);
- $3,083.54 from Human Resources, HR Contingency Fund (100-12220-9210) to Human Resources, Professional Services (100-12220-3130);
- $3,000.00 from Capital Projects, Pitney Bowes project (312-94350-8205) to Clerk of the Court, Maintenance Srvc Contracts (100-21600-3320);
- $200.00 from Sheriff, Professional Services-Emerg. Vet (100-35100-3115) to Animal Shelter, Professional Services-Emerg. Vet (100-35200-3115);
- $13,113.00 from Planning District, Salaries (100-81100-1111), $123.00 from Planning District, FICA (100-81100-2100), $1,849.00 from Planning District, Retirement (100-81100-2210), $2,331.00 from Planning District, Hospitalization (100-81100-2310), $131.00 from Planning District, Group Life Insurance (100-81100-2400), $2.00 from Planning District, Worker's Comp. (100-81100-2710), $6036.00 to Human Resources, Contingency (100-12220-9210), $11,513.00 to Planning District, Salaries PT (100-81100-1322).

RE: MINUTES

The Board approved the following minutes as presented:

- October 9, 2007, Regular Meeting
- October 23, 2007, Regular Meeting
- November 13, 2007, Regular Meeting

RE: PROCLAMATION – DECEMBER: FAMILY CAREGIVERS MONTH

The Board adopted the following proclamation designating the month of December, 2007, as Family Caregivers Month:

FAMILY CAREGIVERS RECOGNITION

WHEREAS, there are approximately 15-18 million family caregivers in America who care for loved ones who are persons with disabilities, elderly or chronically ill; and

WHEREAS, Virginia families provide as much as 80% of the care that frail elderly and persons with disabilities need to remain independent and avoid unnecessary institutionalizations; and

WHEREAS, family caregivers are invaluable to our health care delivery, and need to be recognized and supported by state and local agencies; and

WHEREAS, Virginians of all ages need to remember to value and support caregivers by improving the caregiving experience through advocacy, education and resource accessibility; and

WHEREAS, Virginians have the opportunity to honor caregivers during National Family Caregivers Month, designated by Governor Tim Kaine as November, 2007 and throughout the year.

NOW, THEREFORE, **BE IT RESOLVED**, the Orange County Board of Supervisors hereby proclaim Orange will join the hundreds of localities in recognizing the valuable contributions of family caregivers. We will actively encourage the support and participation of friends, neighbors, colleagues, and fellow citizens in associated caregiving activities and programs now and through the year.

IN WITNESS THEREOF, I have hereunto set my hand and caused the seal of the County of Orange to be affixed on the 11th day of December, 2007.

RE: BUILDING PERMIT FEE REFUND REQUEST – STONER

The Board approved a request from Reginal Stoner for a refund of building permit fees totaling $384.92 as he changed his mind.

RE: RESOLUTION OF APPRECIATION TO THOMAS EDWARD GRAVES

The Board adopted the following resolution of appreciation to Thomas Edward Graves:

BOARD OF SUPERVISORS OF ORANGE COUNTY, VIRGINIA
RESOLUTION OF APPRECIATION
PRESENTED TO THOMAS EDWARD GRAVES

WHEREAS, Thomas Edward Graves began his term of office as a member of the Orange County Board of Supervisors, representing District Two, on January 1, 2004; and

WHEREAS, during his term on the Board of Supervisors, Supervisor Graves has worked diligently to address the concerns of his constituents and the County at large; and

WHEREAS, during his tenure, Supervisor Graves has served on the CSA-CPMT; Economic Development Authority; Lake Anna Advisory Committee; Orange County Nursing Home Commission; Ordinance Review Committee; Recreation Commission; U. S. Highway 15 Corridor Improvement Council; Water Committee; and the Workforce Investment Board. He also served as alternate on the Rappahannock River Basin Commission; and

WHEREAS, during his tenure on the Orange County Nursing Home Commission, Supervisor Graves worked tirelessly to secure financing for the current assisted living expansion at Dogwood Village of Orange County; and

WHEREAS, during his tenure, Supervisor Graves was instrumental in the purchase of the Community Development Building (formerly Grymes Drug Store) which offers citizens “one stop shopping” for services from the Building Department, Planning & Zoning Department and the environmental division of the Health Department; and

WHEREAS, Supervisor Graves committed much time and energy to projects while serving on the Board of Supervisors including: revision of the Orange County Subdivision Ordinance; revision of the Orange County Comprehensive Plan; and the Route 20 Corridor Studies; and

WHEREAS, Supervisor Graves devoted much time to his constituency by attending special events and activities, as well as, funeral services for citizens throughout District Two; and

WHEREAS, Supervisor Graves balanced his local government obligations with his livelihood of farming and was nominated by the Orange County Farm Bureau for the distinguished designation as “Virginia Farmer of the Year” for 2007; and

WHEREAS, Supervisor Graves has left an indelible mark on Orange County by his service, example, and dedication.

NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of Supervisors hereby expresses its sincerest appreciation to Thomas Edward Graves for his dedicated and faithful service to the County and its citizens while serving on the Orange County Board of Supervisors.

RE: RESOLUTION OF APPRECIATION TO CLEMENT L. "SONNY" DODSON, JR.

The Board adopted the following resolution of appreciation to Clement L. "Sonny" Dodson, Jr.:

BOARD OF SUPERVISORS OF ORANGE COUNTY, VIRGINIA
RESOLUTION OF APPRECIATION
PRESENTED TO CLEMENT L. "SONNY" DODSON, JR.

WHEREAS, Clement L. "Sonny" Dodson, Jr. began his term of office as a member of the Orange County Board of Supervisors, representing District Three, on January 1, 1996; and

WHEREAS, during his three terms on the Board of Supervisors, Supervisor Dodson has worked diligently to address the concerns of his constituents and the County at large; and

WHEREAS, Supervisor Dodson was elected by his colleagues to serve as the Vice-Chairman of the Board of Supervisors in 1999, Chairman in 2000, and Vice-Chairman in 2006 and 2007.

WHEREAS, during his tenure, Supervisor Dodson has served as liaison to the Orange County Airport Commission; Orange County Planning Commission; Orange County Parks & Recreation Commission; Orange Town Council; Orange Downtown Alliance; Loggia Restoration Committee; Tourism Committee; Water Committee; and the Local Emergency Planning Committee; and

WHEREAS, during his tenure on the Orange County Planning Commission, as the Supervisor Liaison, Supervisor Dodson assisted with the development of the County's first Communications Ordinance; the 1999 and 2006 updates of the Orange County Comprehensive Plan; and the review and revision of the Orange County Subdivision Ordinance; and

WHEREAS, during his tenure, Supervisor Dodson was instrumental in fundraising efforts for restoration of the Courthouse Loggia, with much devotion of time to secure grant funding for this project; and

WHEREAS, Supervisor Dodson devoted much time to his constituency by attending special events and activities throughout District Three; and

WHEREAS, Supervisor Dodson balanced his local government obligations with his full-time position with the United States Postal Service – Orange Office, always offering a friendly smile and a kind word to all of the citizens he served; and

WHEREAS, Supervisor Dodson has left an indelible mark on Orange County by his service, example, and dedication.

NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of Supervisors hereby expresses its sincerest appreciation to Clement L. "Sonny" Dodson, Jr. for his dedicated and faithful service to the County and its citizens while serving on the Orange County Board of Supervisors.

RE: RESOLUTION OF APPRECIATION TO RICHARD D. WALLACE

The Board adopted the following resolution of appreciation to Richard D. Wallace:

BOARD OF SUPERVISORS OF ORANGE COUNTY, VIRGINIA
RESOLUTION OF APPRECIATION
PRESENTED TO RICHARD D. WALLACE

WHEREAS, Richard D. Wallace began his term of office as a member of the Orange County Board of Supervisors, representing District Five, on January 1, 1996; and

WHEREAS, during his three terms on the Board of Supervisors, Supervisor Wallace has worked diligently to address the concerns of his constituents and the County at large; and

WHEREAS, Supervisor Wallace was elected by his colleagues to serve as the Vice-Chairman of the Board of Supervisors in 1996-1998, Chairman in 1999, and Vice-Chairman in 2004 and 2005; and

WHEREAS, during his tenure, Supervisor Wallace has served as liaison to the Lake of the Woods Board of Directors; Solid Waste Subcommittee; Fleet Vehicles Subcommittee; Rappahannock River Watershed Committee; Thomas Jefferson Community Criminal Justice Services Board; Germanna Consortium and the Local Emergency Planning Committee. He also served as the alternate to the Lake Anna Advisory Committee; and

WHEREAS, during his tenure, Supervisor Wallace was instrumental in the relocation and construction of a new animal shelter, with much devotion of time visiting other localities during research for this project; and

WHEREAS, Supervisor Wallace devoted much time to his constituency by attending special events and activities throughout District Five; and

WHEREAS, Supervisor Wallace balanced his local government obligations with his many other obligations including: former owner of Café Michael; and full-time employment with Wachovia Securities; and

WHEREAS, Supervisor Wallace has left an indelible mark on Orange County by his service, example, and dedication.

NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of Supervisors hereby expresses its sincerest appreciation to Richard D. Wallace for his dedicated and faithful service to the County and its citizens while serving on the Orange County Board of Supervisors.

RE: RESOLUTION OF APPRECIATION TO THEODORE R. COBERLY
The Board adopted the following resolution of appreciation to Theodore R. Coberly:

RESOLUTION OF APPRECIATION BY THE
BOARD OF SUPERVISORS OF ORANGE COUNTY, VIRGINIA

WHEREAS, Theodore R. Coberly has served with distinction in Orange County during the past five years in positions including: Human Resources Director, Interim County Administrator and Assistant County Administrator; and

WHEREAS, Theodore R. Coberly, through his integrity, professionalism, experience and common sense, has defined both the position of Assistant County Administrator and the standard of excellence for performance in the position for all who may follow him; and

WHEREAS, Theodore R. Coberly's contributions to Orange County staff are innumerable and immeasurable; and

WHEREAS, Theodore R. Coberly's advice, counsel and recommendations rendered to the Board of Supervisors, Constitutional Officers and County staff have been invariably wise and judicious; and

WHEREAS, Theodore R. Coberly has left an enduring legacy for Orange County Government and made it ameliorable by his service, example and filiations; and

WHEREAS, Theodore R. Coberly, after a distinguished career of public service, has decided to retire from full-time government service; and

WHEREAS, the Orange County Board of Supervisors, on behalf of the citizens of the County, wishes to express its sincere appreciation and heartfelt thanks for his magnanimous service to the community.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Orange County, Virginia, that Theodore R. Coberly is congratulated for his distinguished achievements in public service; is commended for his unwavering dedication to the positions of Human Resources Director, Interim County Administrator and Assistant County Administrator; and is thanked for his contributions in making Orange County Government a better place for all; and requested to accept the best wishes and appreciation of the government and citizens of Orange County that are hereby conveyed by the adoption of this Resolution.

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

RE: PUBLIC APPEARANCES

RE: EMPLOYEE OF THE MONTH PRESENTATION

Mark Sikora, Fire & EMS employee, was recognized as the Employee of the Month for December, 2007.

RE: SERVICE AWARD PRESENTATIONS

Theodore R. Coberly, Assistant County Administrator, was recognized for his five years of dedicated service to Orange County.

RE: ACTION ITEMS

RE: ORANGE BOOSTERS CLUB – MEMORANDUM OF UNDERSTANDING

Debra Bickley, Director of Parks & Recreation, explained that the Orange County Parks and Recreation Department and the Orange County Boosters Club have worked together over the past decade to provide sports opportunities for the youth in Orange County. Programs were offered jointly and Booster Park was utilized on a regular basis. Approximately one year ago, the Boosters Club decided to handle all of their sports programs on their own with no assistance from Parks & Recreation. She explained that the relationship became somewhat strained and Parks & Recreation relocated all sports programs to other locations. The scheduling of sporting events became increasingly difficult without the use of Booster Park as there were not enough additional field areas to handle OCPR's current programming level. The location change also resulted in many complaints from parents and coaches with regards to the wonderful facility at Booster Park not being used to its potential. Mrs. Bickley stated that she had been contacted by the Boosters Club with a proposal that Parks & Recreation take over the responsibility of all sports programming and usage of Booster Park for these purposes. She concluded by saying that a Memorandum of Understanding has been drafted identifying the various points of discussion for the Board's review.

Discussion ensued including: volunteers; fees; responsibility of scheduling events; Boosters Club usage of funds from other activities; and the need for an audit of the Boosters Club finances.

The Board took no action at this time.

RE: ORANGE COUNTY SHERIFF'S OFFICE – BUDGET TRANSFER REQUEST

Mr. Rolfe stated that on September 26, 2007, a cruiser was damaged while pursuing a felon in Orange County. After viewing the vehicle, VACO insurance determined it to be a total loss and sent a check for $4,820 which was to be used to replace the damaged car. He explained that due to the noted deficiency in the security systems in the Orange County Courthouse, the Sheriff's Office sought bids from several companies in an attempt to remedy some of the problems. Bids include the addition of two cameras, a digital recorder and monitor for the existing systems. The lowest of the three bids was $8,668. In anticipation of needed upgrades to the system, the Sheriff's Office placed $6,000 in line 21700-6010 (Court Security Supplies & Equipment) which falls short of the lowest bid by $2,668. He concluded by saying that the Sheriff's Office is requesting that the VACO check be split, placing $2,668 into line 21700-6010 to make up the difference and allow upgrades to the Courthouse security system, and that the remaining $2,152 be placed into line 31200-6010 (Police Supplies) to cover additional costs created by the purchase of needed equipment for vehicles and new deputies.

Mr. Dodson moved, seconded by Mrs. Pace and carried, to recognize $4,820 of insurance reimbursement (3-100-41010-0100) and appropriate $2,668 for Courthouse Security (4-100-21700-6010) and $2,152 for Police Supplies (4-100-31200-6010). Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: FIRE APPARATUS PURCHASE

James Clark, Director of Fire & EMS, explained that the Fire & EMS Department, in conjunction with the Orange Volunteer Fire Company and the Lake of the Woods Volunteer Fire & Rescue Company, has completed the specifications for the purchase of two aerial fire apparatus vehicles. The companies involved have expended a significant amount of time and effort to research and develop a common set of specifications to purchase both pieces of apparatus with identical specifications in order to reduce the overall cost of the project. Mr. Clark stated that the Department of Fire & EMS sought grant funding for the project in April, 2006, through the Department of Homeland Security; however it was unsuccessful. The project was then submitted through the County's Capital Improvements Program in September, 2006. The estimated cost of the project for FY 07-08 was $800,000 per piece of apparatus with the total estimated cost of $1,600,000. He concluded by saying that he was requesting the Board's approval to purchase two Pierce 105' heavy duty aerial ladder trucks, one in the amount of $833,154 and the second in the amount of $829,152, for a total cost of $1,662,306 in accordance with the Virginia Public Procurement Act 2.2-4304, utilizing a cooperative competitive contract awarded by the Town of Blacksburg, Virginia to Singer Associates Fire Equipment, Inc. He noted that the County Attorney has reviewed the contract from the Town of Blacksburg and has approved its use for this purchase.

Discussion ensued including: the number of fire calls answered in a year; status of the current ladder truck; future use of the current ladder truck; proposed interest rate on the apparatus purchase; possible use of proffer funds; and the need for the equipment.

Mr. Dodson moved, seconded by Mr. Wallace and carried, to approve the purchase of two Pierce 105' heavy duty ladder trucks, one truck in the amount of $833,152.00 and the second truck in the amount of $829,154.00 for a total purchase price of $1,662,306.00 using the said agreement with Singer Associates. The trucks will be purchased with the understanding that the County will competitively procure a lease purchase agreement prior to the 270 day delivery date. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: RECESS

The Board recessed at 5:00 p.m. for a joint dinner meeting with the Orange County Nursing Home Commission. The Board reconvened in open session at 7:00 p.m.

RE: PUBLIC COMMENT

There being no one wishing to speak, public comment was closed.

RE: PUBLIC APPEARANCES

Jim Miller, Orange County Farm Bureau, presented a resolution of recognition to Supervisor Thomas E. Graves.

RE: BOARD COMMENT

Supervisor Dodson thanked the voters of District Three for allowing him to serve the citizens of Orange County and noted it was one of the highlights of his life. He thanked his fellow Board members for their hard work and Mr. Johnson for his service for the past two years as Chairman. Mr. Dodson concluded by saying that he wished the new Board members the best of luck as they take office on January 1, 2008.

Supervisor Wallace echoed the comments of Mr. Dodson and thanked the citizens of District Five for allowing him to serve as their representative on the Board of Supervisors. He congratulated Lee Frame as the new District Five Supervisor.

Supervisors Graves thanked the Orange County Farm Bureau for the surprise resolution and the Farm Bureau Board for attending the meeting to present the resolution. He thanked his family for allowing him to run for the Board and the voters of District Two for allowing him to serve as their representative on the Board of Supervisors. He indicated that he tried to do the best that he could for all of the citizens of Orange County. Mr. Graves commented on the excellent staff working for Orange County and the services they provide to the citizens. He thanked Mr. Johnson, Mr. Dodson and Mr. Wallace for their hard work on projects and moving Orange County forward. He stated that Orange County is very fortunate to have Mr. Rolfe as its County Administrator. With the breadth of knowledge and contacts that he has, will give the County opportunities into the Governor's Office and into the cabinet members. He has certainly helped the Board members to move the County a long way making it far better than it has been. Mr. Graves thanked Mr. Coberly for stepping up to the plate to serve as Assistant County Administrator and for the many other duties and responsibilities that he fulfilled while serving in that capacity. He wished Mr. Coberly well on his retirement which becomes effective January 1, 2008. He noted that the County is in excellent financial shape and making progress in a lot of areas. He concluded by thanking Mrs. Curry for her service to the Board and the citizens of Orange County.

RE: PUBLIC APPEARANCES

Alisha Vines, Child Care Site Director at Gordon Barbour Elementary School (GBES), presented the Board with a 15th anniversary plaque in honor of the fifteen years that the GBES child care site has been in operation.

RE: RESOLUTION PRESENTATIONS

Chairman Johnson presented a resolution of appreciation to Theodore R. Coberly, Assistant County Administrator, in honor of his retirement from Orange County.

Chairman Johnson presented resolutions of appreciation to Supervisor Thomas E. Graves; Supervisor Clement L. Dodson, Jr., and Supervisor Richard D. Wallace for their faithful and dedicated service to Orange County and its citizens. Chairman Johnson thanked these men for their service to Orange County and the work that was accomplished. He wished them well in their future endeavors.

RE: RECESS

The Board took a short break at 7:25 p.m. and reconvened at 7:30 p.m.

RE: PUBLIC HEARING

RE: SECONDARY ROADS SIX YEAR IMPROVEMENT PLAN FOR FISCAL YEAR 2008/09 THROUGH YEARS 2014/15 JOINT PUBLIC HEARING WITH VDOT

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

> The Virginia Department of Transportation and the Board of Supervisors of Orange County, in accordance with Section 33.1-70.01 of the Code of Virginia, will conduct a joint public hearing in the Board of Supervisors Meeting Room located in the R. Lindsay Gordon, III Building, 112 West Main Street, Orange, Virginia at 7:30 p.m. on Tuesday, December 11, 2007. The purpose of this public hearing is to receive public comment which will be used in preparing the Secondary Roads Six Year Improvement Plan for Fiscal Year 2008/09 through years 2014/15 in Orange County.
>
> All projects in the Secondary Six Year plan that are eligible for federal funds will be included in the Statewide Transportation Improvement Program (STIP), which documents how Virginia will obligate federal transportation funds.

Larry Fanton, VDOT Residency Program Manager, updated the Board on the status of projects in Orange County. He stated that the purpose of the public hearing is to receive public comment which will be used in the preparation of the Secondary Roads Six Year Improvement Plan for Fiscal Year 2008/09 through years 2014/15 in Orange County.

Chairman Johnson opened the floor for public comment at 7:35 p.m. The following individuals commented: Kim Nixon, 21496 River Road, Rapidan, commented on improvements to River Road (Route 636) and noted that they were willing to donate land for this purpose; and Margaret Mincey, 12131 St. Just Road, Unionville, commented on the need for a reduced speed limit (45 miles per hour) on secondary roads as well as the speed limit for big trucks.

The being no additional individuals wishing to speak, Chairman Johnson closed the public hearing at 7:41 p.m.

The Board took no action at this time but will consider the aforementioned comments during the development of the Six Year Road Improvement Plan in the Spring of 2008.

RE: ACTION ITEMS CONTINUED

RE: ADDITIONAL FEES FOR ANIMAL SHELTER WATER CONNECTION

Mr. Coberly explained that due to the inadequacy of the water supply from the well constructed to support the Animal Shelter in 2005, the County chose to connect the shelter to the nearby Rapidan Service Authority (RSA) water supply. RSA assesses a connection fee based on anticipated water usage expressed in Equivalent Dwelling Units (EDU). The fee is currently $7,500 per EDU.

The County paid a connection fee of $5,000 (or one EDU) in October, 2005. As a matter of policy, RSA annually reviews the water and sewage use records of all non-residential accounts to ensure usage does not exceed the paid EDU. In the case of the Animal Shelter, RSA records show that the Shelter uses approximately three EDU annually. As a result, RSA is seeking payment for 2 additional EDU or $15,000 at current EDU rates. Mr. Coberly stated that given the cleaning requirements for animal runs and other areas, it is not surprising that the Shelter's water

usage exceeds that of the average household. He indicated that the monthly water bill at the shelter varies between $50 and $60. He concluded by saying that neither the Animal Shelter nor the Department of Public Works has funds available to cover this unexpected expense. Staff recommends that funds be transferred from the contingency fund for this purpose.

Discussion ensued including: usage; one time cost; the reason for a third line; and use of well for cleaning.

Mr. Graves moved, seconded by Mr. Dodson and carried, to transfer $15,000.00 from the General Fund Reserve for Contingency, 100-91400-9210, to line 100-43200-5130 to pay this one time RSA assessment. Ayes: Johnson, Graves, Dodson, Pace. Nays: Wallace.

RE: AMENDMENT 13 TO DELTA AIRPORT CONSULTANTS PROFESSIONAL SERVICES AGREEMENT

Mr. Coberly explained that by Amendment 11 to the County's basic agreement with Delta Airport Consultants, the County contracted with Delta to provide Project Inspection Services for the Airport Apron Project. The total amount approved for this contract was $213,037.00. He reported that Key Construction has significantly exceeded the time allotted for the project incurring a total of 43 days of liquidated damages. The assessment for these damages is $64,500. Additionally, Key Construction has had deductions to its contract of $6,676.25 for failed quality control tests. The project is now substantially complete, with the final inspection on December 7, 2007 and some residual work in the spring. The six plus weeks of additional contract time has resulted in $62,720.00 in additional costs incurred by our consultant, Delta, who has maintained a person on site every contract day and has also provided substantial additional management and professional engineering level oversight. With FAA approval, the County has also requested an expansion of the aerial survey included in the project to include identification of obstructions. The cost of this work is $6,200.00.

Discussion ensued including: the liquidity of damages; project savings; and additional costs associated with the project.

Mr. Dodson moved, seconded by Mr. Wallace and carried, to authorize the County Administrator to execute Amendment 13 to the basic agreement for engineering services with Delta Airport Consultants for expanded services on the Airport Apron Project and the conduct of obstruction surveys at a price that will not exceed the total amount budgeted for this project or the budgeted County contribution to the project. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: TIRE RECYCLING SERVICES FOR THE LANDFILL

Kurt Hildebrand, Director of Public Works, explained that an Invitation for Bid (IFB) #2008-04 was issued on October 26, 2007, for the purpose and intent of establishing a firm fixed price contract with a vendor to provide tire recycling services at our landfill. He reported that tire recycling services are available from the State contract at a rate of $7.00 per auto tire. According to the Virginia Department of Environmental Quality, there are approximately 100 tires per ton. Solicitations were mailed to two companies not on State contract, Emanuel Tire and Virginia Recycling Corporation. Only one bid was received in response to the IFB which was from Emanuel Tire at a cost of $150.00 per ton which is reasonable when compared to the State contract price. Emanuel Tire's total bid price for the County's 520 ton annual requirement is $78,000.00.

Mr. Dodson moved, seconded by Mr. Graves and carried, to authorize the County Administrator to enter into a contract with Emanuel Tire for this landfill tire recycling requirement. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

RE: ADJUSTMENTS TO COLLECTION CENTER SCHEDULES FOR THE HOLIDAY

Kurt Hildebrand, Director of Public Works, explained that currently the County's Solid Waste Collection Centers are closed on the following holidays: Christmas Day, New Year's Day and Thanksgiving Day. All other holidays, that the County recognizes, do not apply to the Collection Centers and staff is paid double time to work those days. He concluded by requesting that the Collection Centers be closed at noon on Christmas Eve and New Year's Eve.

Mr. Dodson moved, seconded by Mr. Graves and carried, to allow the Orange County Solid Waste Collection Centers to be closed at noon on Christmas Eve and at noon on New Year's Eve for 2007. Ayes: Johnson, Graves, Dodson, Pace, Wallace. Nays: None.

Mr. Rolfe noted that the reason for making this request so early was to allow ample time to notify the public of the early closing times including signage at the centers and information on the County website.

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Mr. Dodson reported that he had received a letter of resignation from Judy Carter regarding her appointment to the Planning Commission as the District Three representative due to her recent election to the School Board. He noted that the resignation letter states the effective date at December 31, 2007.

The Board made no appointments at this time.

RE: DISCUSSION ITEMS

RE: ANIMAL SHELTER SOUND BARRIER

Mr. Rolfe stated that the tree planting would have to wait until spring in order to get a guarantee on the trees. Mrs. Pace stated that she had contacted Greelen Nursery to inquire about the planting of evergreens. She reported that evergreens dry out easily so the nursery suggested planting them in late February to allow the roots time to adjust.

RE: INFORMATION ITEMS

The following information was presented to the Board for its information:

a. Organizational Meeting – January 8, 2007
   1.) Meetings Resolution
   2.) Board By-Laws
   3.) 2008 Holiday Schedule
   4.) Board of Supervisors Committee Assignments
b. Waiver of Building Permit Fees – Orange County
c. Treasurers Report
d. Minutes of Boards/Commissions/Committees
   - RRCSB Executive Director's Report – November, 2007

RE: PENDING ITEMS

a. Cluster Ordinance Update
b. Subdivision Ordinance Update
c. Proffer Policy Update

Information Only.

RE: CALENDAR

The Board received copies of its calendar for the months of December, 2007; January and February, 2008.

Chairman Johnson thanked the Board for allowing him to serve as Chairman. Mr. Wallace stated that he had done a wonderful job.

RE: CLOSED SESSION

At 8:09 p.m., Mr. Wallace moved, seconded by Mr. Dodson and carried, to reconvene in Closed Session for the following purpose:

> Discussion and evaluation of the County Administrator's Office and the County Attorney's Office for the year of 2007, where such discussion will necessarily involve specific individuals, as permitted by Virginia Code section 2.2-3711(A)(1).

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

RE: OPEN SESSION

At 8:24 p.m., Mr. Wallace moved, seconded by Mr. Dodson and carried; to reconvene in open session where upon the Board adopted the following resolution:

WHEREAS, the Orange County Board of Supervisors has convened a closed 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 closed 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 closed meeting to which this certification resolution applies, and (ii) only such business matters as were identified in the motion convening the closed 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: ADOURNMENT

There being no further business to discuss, the meeting was adjourned at 8:24 p.m.