

BOARD OF SUPERVISORS MINUTES**APRIL 28, 2020**

At a Regular Meeting of the Orange County Board of Supervisors held on Tuesday, April 28, 2020, beginning at 5:00 p.m., and held electronically via Zoom video conference. Present: James P. Crozier, Chairman; R. Mark Johnson, Vice Chairman; James K. White; S. Teel Goodwin; and Lee H. Frame. Also present: Theodore L. Voorhees, County Administrator; Thomas E. Lacheney, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: PARTICIPATION VIA ELECTRONIC MEANS

Pursuant to the emergency ordinance adopted on March 24, 2020, this meeting was held electronically via Zoom video conference and livestreamed to YouTube for the public to view. As such, the minutes are required to reflect the physical location of each Board member during their participation.

Chairman Crozier participated from his second residence, located at 33 Pier Pointe, New Bern, North Carolina.

Vice Chairman Johnson participated from his residence, located at 13451 Albano Road, Barboursville, Virginia.

Supervisor White participated from his residence, located at 22373 Berry Run Road, Orange, Virginia.

Supervisor Goodwin participated from his residence, located at 11464 Rapidan Road, Orange, Virginia.

Supervisor Frame participated from his residence, located at 103 Woodland Trail, Locust Grove, Virginia.

RE: ADOPTION OF AGENDA

On the motion of Mr. Goodwin, seconded by Mr. Frame, 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

There were no Special Presentations or Appearances at this time.

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:

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BUDGET	BUDGET CHANGE	AMENDED BUDGET
30034005-34030	Sheriff Overtime Reimb.	\$ (10,712.00)	\$ (1,437.00)	\$ (12,149.00)
43120001-41200	Wages - Overtime	171,165.00	1,437.00	172,602.00
30033505-31675	GBES - Fundraising	0.00	(7,266.00)	(7,266.00)

45342102-46520	Fundraising Supplies	0.00	3,011.00	3,011.00
45342102-46800	GBES Spec. Evts. Expenses	0.00	4,255.00	4,255.00
30033505-31700	GBES - Field Trips	0.00	(292.00)	(292.00)
45342102-46800	GBES Spec. Evts. Expenses	0.00	292.00	292.00
30033505-31750	OES - Fundraising	0.00	(2,955.00)	(2,955.00)
45342202-46520	Fundraising Supplies	0.00	1,823.00	1,823.00
45342202-46800	OES Spec. Evts. Expenses	0.00	1,132.00	1,132.00
30033505-31775	OES - Field Trips	0.00	(223.00)	(223.00)
45342202-46800	OES Spec. Evts. Expenses	0.00	223.00	223.00
30033505-31785	LGES - Fundraising	0.00	(3,367.00)	(3,367.00)
45342302-46520	Fundraising Supplies	0.00	2,500.00	2,500.00
45342302-46800	LGES Childcare Expenses	0.00	867.00	867.00
30033505-31790	LGES - Field Trips	0.00	(886.00)	(886.00)
45342302-46800	LGES Childcare Expenses	0.00	886.00	886.00
30033505-33100	Fundraiser - OOH	0.00	(1,199.00)	(1,199.00)
45370101-46000	Office Supplies	97.00	1,199.00	1,296.00
30033505-33105	Vending Mach. Proceeds	0.00	(959.00)	(959.00)
45370101-43300	Vending Items for Resale	81.00	959.00	1,040.00
30033505-33110	Movies in the Park Fundra.	0.00	(174.00)	(174.00)
45370101-46802	Movies in the Park Exps.	0.00	174.00	174.00
30033505-33115	Child Abuse Prev. Fundra.	0.00	(490.00)	(490.00)
45370101-46800	Child Abuse Prevention	0.00	490.00	490.00
30033505-33230	Strengthening Fam. Grant	0.00	(6,480.00)	(6,480.00)
45374101-41322	Wages - PT - Parent Train.	9,565.00	1,445.00	11,010.00
45374101-42100	FICA & Med. - Parent Train.	774.00	115.00	889.00
45374101-42710	Work Comp. - Parent Train.	73.00	6.00	79.00
45374101-46500	Oper. Supp. - Parent Train.	504.00	4,914.00	5,418.00
30033506-33250	Michael's Gift Donations	0.00	(401.00)	(401.00)
45370102-46800	Michael's Gift Expenses	13,097.00	401.00	13,498.00
TOTALS		\$ 184,644.00	\$ 0.00	\$ 184,644.00

RE: MINUTES

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

- April 14, 2020 Worksession
- April 14, 2020 Regular Meeting
- April 21, 2020 Budget Public Hearings

RE: NEW BUSINESS

RE: APPOINTMENT OF COUNTY ADMINISTRATOR AS CLERK TO THE BOARD

Alyson Simpson, Chief Deputy Clerk, explained that since the Board had recently named the new County Administrator, it would be appropriate to appoint Mr. Voorhees as Clerk to the Board. She noted this appointment would supersede all previous appointments and would be through such time of the Organizational Meeting in 2021.

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

RESOLUTION TO APPOINT THE CLERK OF THE ORANGE COUNTY
BOARD OF SUPERVISORS FOR 2020

WHEREAS, as part of the matters of the annual Organizational Meeting of the Orange County Board of Supervisors, the Board previously appointed Brenda G. Garton, Interim County Administrator, as Clerk of the Board; and

WHEREAS, the Board recently named a new County Administrator and desires to appoint Theodore L. Voorhees as the Clerk;

NOW, THEREFORE, BE IT RESOLVED, on this 28th day of April, 2020, that the Orange County Board of Supervisors hereby appoints Theodore L. Voorhees, County Administrator, as Clerk of the Board through the date of the Organizational Meeting in January, 2021, or until such a time that a subsequent appointment is made; and

BE IT FURTHER RESOLVED, that this appointment shall supersede any previous appointments as Clerk of the Board for 2020.

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

RE: ADDITIONAL COUNTY ADMINISTRATOR APPOINTMENTS

Alyson Simpson, Chief Deputy Clerk, provided a list of appointments to the Board that had previously been held by the County Administrator and, subsequently, the Interim County Administrator. She explained that it would be appropriate for the Board to consider appointing the new County Administrator to these positions at this time.

On the motion of Mr. Frame, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board appointed Theodore Voorhees, County Administrator, as follows:

- As the Local Board of Social Services;
- To the Central Virginia Partnership for Economic Development;
- To the Rappahannock-Rapidan Regional Commission; and
- To the Thomas Jefferson Area Community Criminal Justice Services Board.

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

RE: REQUEST FROM NON-PROFIT ORGANIZATION TO APPLY FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

Alyson Simpson, Chief Deputy Clerk, indicated that staff had recently received a letter of interest from a local non-profit organization to apply for a CDBG Grant for COVID-19 resources. She noted that localities were eligible to apply for said grants whereas non-profit organizations were not. As such, the County would have to submit the application and, if awarded, would simply serve as a pass-through to forward the funding to the non-profit organization. Ms. Simpson provided the letter of interest to the Board and requested its input on whether there was interest in serving as the grant applicant and pass-through organization for the non-profit.

Discussion ensued among the Board regarding: the desire to limit the amount of staff time and involvement in the application and reporting process; and development of controls or measures regarding use of the grant funds.

By consensus, the Board authorized staff to proceed with developing a Memorandum of Understanding with the non-profit organization regarding the responsibilities of each party through the grant process, with the understanding that the grant process could move forward if agreeable terms of the Memorandum of Understanding could be achieved.

RE: ORANGE COUNTY AIRPORT; CARES ACT GRANT OPPORTUNITY

Kurt Hildebrand, Assistant County Administrator for Operations, explained that he had received notification from the Federal Aviation Administration (FAA) that a grant was available to the Orange County Airport through the Coronavirus Aid, Relief, and Economic Security (CARES) Act. He indicated that the grant required no local match, was funded 100% by the CARES Act through the FAA, and was exclusive to airport-related expenses. The purpose of the grant was to provide relief against the burdens created by the COVID-19 Pandemic. Mr. Hildebrand requested consideration to move forward with the grant application.

On the motion of Mr. Frame, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board authorized staff to apply for a \$30,000 CARES Act grant through the Federal Aviation Administration (FAA) and authorized staff to accept and execute the grant upon approval and award from the FAA, as presented.

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

RE: OLD BUSINESS

RE: ADOPTION OF ORDINANCE FOR CONTINUITY OF GOVERNMENT OPERATIONS

Thomas Lacheney, County Attorney, explained that the Board previously advertised for a public hearing to consider the adoption of an ordinance to provide for the continuity of government operations during the COVID-19 Pandemic. He indicated the public hearing was advertised for and opened on Tuesday, April 14, 2020. In order to allow for public input, as the meeting was conducted remotely, the public hearing remained open at this time. Mr. Lacheney noted that the Chief Deputy Clerk would review any public comment received and the Chairman could then close the public hearing and the Board could take action on the ordinance.

Ms. Simpson stated that no public comment had been received during the public hearing.

Chairman Crozier closed the public hearing at 5:15 p.m.

On the motion of Mr. Goodwin, seconded by Mr. Frame, which carried by a roll call vote of 5-0, the Board ratified adoption of the emergency ordinance for the continuity of government operations, as adopted at the Special Meeting on March 24, 2020, as presented.

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

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

ORDINANCE TO EFFECTUATE TEMPORARY CHANGES IN CERTAIN DEADLINES AND TO MODIFY PUBLIC MEETING AND PUBLIC HEARING PRACTICES AND PROCEDURES TO ADDRESS CONTINUITY OF OPERATIONS ASSOCIATED WITH THE COVID-19 PANDEMIC

WHEREAS, on March 12, 2020, Governor Ralph S. Northam issued Executive Order Fifty-One (51) declaring a state of emergency for the Commonwealth of Virginia, rising from the novel coronavirus (COVID-19) pandemic; and

WHEREAS, Executive Order 51 acknowledged the existence of a public health emergency, which constitutes a disaster, as defined by Virginia Code §44-146.16, arising from the public health threat presented by a communicable disease anticipated to spread; and

WHEREAS, Executive Order 51 ordered implementation of the Commonwealth of Virginia Emergency Operations Plan, activation of the Virginia Emergency Operations Center to provide assistance to local governments, and authorization for executive branch agencies to waive “any state requirement or regulation” as appropriate; and

WHEREAS, on March 11, 2020, the World Health Organization (WHO) declared the COVID-19 outbreak a pandemic; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency, beginning March 1, 2020, in response to the spread of COVID-19; and

WHEREAS, on March 24, 2020, the Orange County Board of Supervisors adopted an emergency ordinance making provisions for the continuity of government in Orange County, pursuant to Virginia Code §15.2-1413, which must expire after sixty (60) days, pursuant to Virginia Code §15.2-1427(F), unless subsequently readopted; and

WHEREAS, the Board of Supervisors finds that COVID-19 constitutes a real and substantial threat to public health and safety and constitutes a “disaster,” as defined by Virginia Code §44-146.16 being a “communicable disease of public health threat”; and

WHEREAS, Virginia Code §15.2-1413 provides that, notwithstanding any contrary provision of law, a locality may, by ordinance, provide a method to assure continuity of government in the event of a disaster for a period not to exceed six months; and

WHEREAS, Virginia Code §44-146.21(C) further provides that a local director of emergency management or any member of a governing body, in his absence, may, upon the declaration of a local emergency, “proceed without regard to time-consuming procedures and formalities prescribed by law (except mandatory constitutional requirements) pertaining to performance of public work”; and

WHEREAS, Virginia Code §2.2-3708.2(A)(3) allows, under certain procedural requirements, including public notice and access, that members of the Board of Supervisors may convene solely by electronic means “to address the emergency”; and

WHEREAS, the open public meeting requirements of the Virginia Freedom of Information Act are limited only by a properly-claimed exemption provided under that Act or “any other statute”; and

WHEREAS, the Governor and Health Commissioner of the Commonwealth of Virginia and the President of the United States have recommended suspension of public gatherings of more than ten (10) attendees; and

WHEREAS, the Attorney General of Virginia issued an opinion dated March 20, 2020, stating that localities have the authority during disasters to adopt ordinances to ensure the continuity of government; and

WHEREAS, this ordinance, in response to the disaster caused by the COVID-19 Pandemic, promotes public health, safety, and welfare and is consistent with the law of the Commonwealth of Virginia, the Constitution of Virginia, and the Constitution of the United States of America; and

WHEREAS, the Board of Supervisors opened a duly-advertised Public Hearing on Tuesday, April 14, 2020, and received public comment through April 27, 2020;

NOW, THEREFORE, BE IT ORDAINED, on this 28th day of April, 2020, that the Orange County Board of Supervisors, having previously ratified and readopted its emergency ordinance of March 24, 2020, hereby further amends and reenacts the following:

1. That the COVID-19 Pandemic makes it unsafe to assemble, in one location, a quorum for public bodies, including the Board of Supervisors, School Board, Planning Commission, Board of Zoning Appeals, Board of Equalization, Health Center Commission, and all local and regional boards, commissions, committees, and authorities created by the Board of Supervisors or to which the Board of Supervisors appoints all or a portion of its members (collectively "Public Entities" and individually "Public Entity"), or for such Public Entities to conduct meetings in accordance with normal practices and procedures.
2. That, in accordance with Virginia Code §15.2-1413, and notwithstanding any contrary provision of law, general or special, the following emergency procedures are adopted to ensure the continuity of government during this emergency:
 - a. Any meeting or activities which require the physical presence of members of the Public Entities may be held through real-time electronic means (including audio, telephonic, video, or other practical electronic medium) without a quorum physically present in one location; and
 - b. Prior to holding any such electronic meeting, the Public Entity shall provide public notice of at least three (3) calendar days in advance of the electronic meeting identifying how the public may participate or otherwise offer comment; and
 - c. Any such electronic meeting of Public Entities shall state, on its agenda and at the beginning of such meeting, that it is being held pursuant to and in compliance with this ordinance; identify Public Entity members physically and/or electronically present; identify the persons responsible for receiving public comment; and identify notice of the opportunities for the public to access and participate in such electronic meeting; and
 - d. Any such electronic meeting of the Public Entities shall be open to electronic participation by the public and closed to in-person participation by the public; and
 - e. For any matters requiring a public hearing, public comment may be solicited by electronic means in advance or may be solicited through telephonic or other electronic means during the course of the electronic meeting. All such public comments will be provided to members of the Public Entity at or before the electronic meeting and made part of the record for such meeting. In the alternative, the Public Entity may decide to hold open the Public Hearing until the next meeting and accept public comments via email or U.S. mail, which comments will be made a part of the minutes of the meeting and shall be read into the record prior to a Public Entity vote on the matter; and
 - f. The minutes of all electronic meetings shall conform to the requirements of law, identify how the meeting was conducted, members participating, and specify what actions were taken at the meeting. The Public Entities may approve minutes of an electronic meeting at a subsequent electronic meeting and shall later approve all such minutes at a regular or special meeting after the emergency has ended.

BE IT FURTHER ORDAINED, that, notwithstanding any provision of law, regulation, or policy to the contrary, any deadlines requiring action by a Public Entity, its officers (including Constitutional Officers), and employees of its organization shall be suspended during this emergency; however, the Public Entity, officers, and employees thereof are encouraged to take

such action as is practical and appropriate to meet those deadlines. Failure to meet any such deadlines shall not constitute a default, violation, approval, recommendation, or otherwise; and

BE IT YET FURTHER ORDAINED, that non-emergency public hearings and action items of Public Entities may be postponed to a date certain, provided that public notice is given so that the public is aware of how and when to present their views; and

BE IT EVEN FURTHER ORDAINED, that, in no event shall such ordinance be effective for more than six (6) months. Upon rescission by the Board, or automatic expiration as described herein, this ordinance shall terminate and normal practices and procedures of government shall resume; and

BE IT EVEN FURTHER ORDAINED, that nothing in this Emergency Ordinance shall prohibit Public Entities from holding in-person public meetings, provided that public health and safety measures, as well as social distancing, are taken into consideration; and

BE IT FINALLY ORDAINED, that an emergency is deemed to exist and this ordinance shall be effective upon its adoption.

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

RE: ADOPTION OF ORDINANCE FOR TAX RATES FOR CALENDAR YEAR 2020

Glenda Bradley, Assistant County Administrator for Management Services, explained that the Board previously advertised for a public hearing to consider the adoption of an ordinance to establish the Tax Rates for Calendar Year 2020. She indicated the public hearing was advertised for and opened on Tuesday, April 21, 2020. In order to allow for public input, as the meeting was conducted remotely, the public hearing remained open at this time. Ms. Bradley noted that the Chief Deputy Clerk would review any public comment received and the Chairman could then close the public hearing and the Board could take action on the ordinance.

Ms. Simpson stated that no public comment had been received during the public hearing.

Chairman Crozier closed the public hearing at 5:17 p.m.

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

ORDINANCE TO ESTABLISH TAX LEVIES FOR THE
TAX YEAR BEGINNING JANUARY 1, 2020

WHEREAS, notice was advertised of proposed tax levies pursuant to §§15.2-1427 and 58.1-3007 VA Code Ann.; and

WHEREAS, the Board of Supervisors opened a duly-advertised Public Hearing on Tuesday, April 21, 2020, and received public comment through April 27, 2020;

NOW, THEREFORE, BE IT ORDAINED, on this 28th day of April, 2020, that the Orange County Board of Supervisors hereby establishes the tax levies for the County of Orange, Virginia, as follows, for the tax year beginning January 1, 2020:

REAL ESTATE, pursuant to §58.1-3000 VA Code Ann., including equalized public service corporation real estate as defined by §58.1-2605 VA Code Ann., including a manufactured home as defined by §36-85.3 VA Code Ann.: \$0.61 per \$100.00 of assessed valuation (subject to County land use tax ordinance and ordinance granting tax relief for the elderly and handicapped).

COUNTY-WIDE FIRE AND EMS DISTRICT, pursuant to §27.23.1 VA Code Ann.: \$0.11 per \$100.00 of assessed valuation.

MOBILE HOMES CLASSIFIED AS PERSONAL PROPERTY, as defined by §36-85.3 VA Code Ann. and pursuant to §58.1-3506(A)(10) VA Code Ann.: \$0.61 per \$100.00 of assessed valuation.

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

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

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

AIRCRAFT, pursuant to §58.1-3506(A)(2), (3), (4) and (5) VA Code Ann.: \$0.00 per \$100.00 assessed valuation.

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

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

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

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

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

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

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

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

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

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

RE: ADOPTION OF OPERATING AND CAPITAL BUDGET FOR FISCAL YEAR 2021
Glenda Bradley, Assistant County Administrator for Management Services, explained that the Board previously advertised for a public hearing to consider the adoption of a resolution to

adopt and appropriate the Operating and Capital Budget for Fiscal Year 2021. She indicated the public hearing was advertised for and opened on Tuesday, April 21, 2020. In order to allow for public input, as the meeting was conducted remotely, the public hearing remained open at this time. Ms. Bradley noted that the Chief Deputy Clerk would review any public comment received and the Chairman could then close the public hearing and the Board could take action on the resolution.

Ms. Simpson stated that public comment had been received from Ann Kloeckner on behalf of Legal Aid Works.

Chairman Crozier closed the public hearing at 5:20 p.m.

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

RESOLUTION TO ADOPT AND APPROPRIATE THE FISCAL YEAR 2021
OPERATING AND CAPITAL BUDGETS

WHEREAS, the Fiscal Year 2021 Budget has been duly prepared and presented to the Board of Supervisors; and

WHEREAS, various budget discussions have been conducted; and

WHEREAS, the Board of Supervisors opened a duly-advertised Public Hearing on Tuesday, April 21, 2020, and received public comment through April 27, 2020; and

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

NOW, THEREFORE, BE IT RESOLVED, on this 28th day of April, 2020, that the Orange County Board of Supervisors hereby approves and adopts the attached Fiscal Year 2021 Budget, as presented, and appropriates all funds as set forth in the Budget with the limitations and instructions included herein; and

BE IT FURTHER RESOLVED, as follows:

1. Estimates of revenues are approved in total and appropriations are hereby authorized at the functional level within the General Fund.
2. Estimates of revenues are approved in total and appropriations for remaining Governmental funds are approved in total for each fund, including the Law Library Fund, Virginia Public Assistance Fund, Fire and EMS Levy Fund, County Capital Projects Fund, 2020 Financing Capital Projects Fund, Debt Service Fund, School Operating Fund, School Other Funds, and Insurance Internal Service Fund.
3. Estimates of revenues are approved in total and appropriations for Enterprise funds are approved in total for each fund, including the Airport Fund and the Landfill Fund.
4. Appropriations designated for Capital Projects within the County and School Capital Projects Funds, Airport Fund, and Landfill Fund will not lapse at the end of the fiscal year, but shall remain appropriated until the completion of the project or until the Board of Supervisors, by appropriate resolution, changes or eliminates the appropriation.
5. Federal, State, and Charges for Services for all School Funds and Social Services revenues are hereby appropriated for expenditures only up to the amounts actually received from Federal, State, and Charges for Services sources.

6. Enterprise funds, including the Airport Fund and Landfill Fund, are authorized to operate as determined by activity levels, within constraints of actual revenues and available surplus, and budget modifications approved by the Board of Supervisors.
7. The Board of Supervisors will establish the Personal Property Tax Relief Act (PPTRA) percentage for the 2020 tax year in August, 2020, by separate resolution.
8. The County Administrator may increase appropriations for non-budgeted revenue for insurance recoveries for County vehicles and other property for which County funds have been expended to make repairs and for worker's compensation reimbursements, up to \$30,000 per incident or claim.
9. The County Administrator may appropriate both revenue and expenditure donations made to support County programs up to \$500. Any remaining balance of a restricted donation at the fiscal year end will be re-appropriated into the subsequent fiscal year.
10. The County Administrator is charged with the responsibility for the quarterly reporting of revenues and expenditures compared to the adopted budget as amended, to the Board of Supervisors.
11. Where funding is included for the acquisition of certain projects and equipment by debt financing within the FY21-FY25 Adopted Capital Improvements Plan and in the FY21 Adopted Annual Budget, the Board of Supervisors hereby declares its official intent under Treasury Regulations Section 1.150-2 that it reasonably expects to reimburse its original expenditures for such acquisitions from the proceeds of the subsequent applicable debt obligation. It is expected that the expenditures will be paid from the County's General Fund and other available sources.

ADOPTED FISCAL YEAR 2021 BUDGET

GENERAL FUND

Revenues:

Local Sources	\$	50,026,118
Commonwealth		8,349,997
Federal Government		87,796
Transfers from Other Funds		1,444
General Fund Reserves		2,699,630
Total Revenues	\$	61,164,985

Expenditures:

General Government Administration	\$	3,770,648
Judicial Administration		2,181,028
Public Safety		8,122,863
Public Works		1,328,372
Health & Welfare		4,428,663
Education		43,600
Parks, Recreation & Culture		1,475,128
Community Development		1,920,943
Non-Departmental		579,672

Transfers to Other Funds	37,314,068
Total Expenditures	\$ 61,164,985

LAW LIBRARY FUND

Revenues:

Local Sources	\$ 8,000
Reserves	6,444
Total Revenues	\$ 14,444

Expenditures:

Law Library Expenses	\$ 13,000
Transfers to Other Funds	1,444
Total Expenditures	\$ 14,444

VIRGINIA PUBLIC ASSISTANCE FUND

Revenues:

Commonwealth	\$ 1,089,540
Federal Government	1,777,670
Transfer from General Fund	987,209
Total Revenues	\$ 3,854,419

Total Expenditures	\$ 3,854,419
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FIRE & EMS LEVY FUND

Revenues:

Local Sources	\$ 6,207,299
Commonwealth	168,586
Total Revenues	\$ 6,375,885

Expenditures:

Fire & EMS Expenses	\$ 5,531,799
Transfers to Other Funds	844,086
Total Expenditures	\$ 6,375,885

COUNTY CAPITAL PROJECTS FUND

Revenues:

Miscellaneous	\$ 20,000
Commonwealth	67,116
Transfer from General Fund	1,185,788
Financing Proceeds	720,000

Reserves	100,000
Total Revenues	\$ 2,092,904

Total Expenditures	\$ 2,092,904
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2020 FINANCING CAPITAL PROJECTS FUND

Revenues:

Financing Proceeds	\$ 11,929,000
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Total Revenues	\$ 11,929,000
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Total Expenditures	\$ 11,929,000
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DEBT SERVICE FUND

Revenues:

Transfers from Other Funds	\$ 10,226,905
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Total Revenues	\$ 10,226,905
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Total Expenditures	\$ 10,226,905
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AIRPORT FUND

Revenues:

Local Sources	\$ 401,428
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Transfer from General Fund	168,305
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Reserves	105,000
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Total Revenues	\$ 674,733
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Total Expenditures	\$ 674,733
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LANDFILL FUND

Revenues:

Local Sources	\$ 489,000
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Commonwealth	9,265
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Transfer from General Fund	2,733,339
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Financing Proceeds	3,033,000
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Total Revenues	\$ 6,264,604
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Total Expenditures	\$ 6,264,604
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ORANGE COUNTY PUBLIC SCHOOLS OPERATING FUND

Revenues:

Transfer from General Fund	\$ 20,696,199
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Commonwealth	29,738,520
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Federal Government	2,710,094
Other	203,500
Total Revenues	\$ 53,348,313

Expenditures:

School Operating Fund	\$ 52,631,646
Transfers to Other Funds	716,667
Total Expenditures	\$ 53,348,313

ORANGE COUNTY PUBLIC SCHOOLS OTHER FUNDS

Revenues:

Transfer from General Fund	\$ 2,160,409
Transfer from School Operating Fund	716,667
Commonwealth	269,644
Federal Government	3,153,724
Other	733,150
Reserves	169,999
Total Revenues	\$ 7,203,593

Expenditures:

Child Care Fund	\$ 0
Cafeteria Fund	2,286,241
Headstart Fund	1,450,747
Adult Education Fund	419,530
Textbook Fund	675,000
Debt Service Fund	1,593,409
Capital Project Fund	778,666
Total Expenditures	\$ 7,203,593

INSURANCE INTERNAL SERVICE FUND

Revenues:

Contributions from Other Funds	\$ 8,685,039
Total Revenues	\$ 8,685,039

Total Expenditures	\$ 8,685,039
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Grand Total Expenditures	\$ 171,834,824
Less Transfers	(47,561,304)
Total Consolidated Budget	\$ 124,273,520

RE: ADOPTION OF ORDINANCE AMENDMENT TO EXTEND THE DUE DATE FOR FIRST HALF REAL ESTATE TAXES

Thomas Lacheney, County Attorney, explained that the Board previously advertised for a public hearing to consider the adoption of an ordinance amendment to extend the due date for first half real estate taxes. He indicated the public hearing was advertised for and opened on Tuesday, April 21, 2020. In order to allow for public input, as the meeting was conducted remotely, the public hearing remained open at this time. Mr. Lacheney noted that the Chief Deputy Clerk would review any public comment received and the Chairman could then close the public hearing and the Board could take action on the ordinance.

Ms. Simpson stated that no public comment had been received during the public hearing.

Chairman Crozier closed the public hearing at 5:22 p.m.

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

ORDINANCE APPROVING AMENDMENTS TO ARTICLE II (ADMINISTRATION), SECTION 58 (TAXATION), OF THE ORANGE COUNTY CODE OF ORDINANCES CONCERNING AN EXTENSION TO THE DUE DATE FOR FIRST-HALF REAL ESTATE TAXES IN TAX YEAR 2020

WHEREAS, the Board previously initiated action on amendments to Article II (Administration), Section 58 (Taxation), of the Orange County Code of Ordinances concerning an extension to the due date for first-half Real Estate Taxes in Tax Year 2020; and

WHEREAS, the County Attorney prepared recommended language for the amendments, which was presented to the Board for consideration; and

WHEREAS, the Board of Supervisors opened a duly-advertised Public Hearing on Tuesday, April 21, 2020, and received public comment through April 27, 2020; and

WHEREAS, following discussion, the Board of Supervisors hereby supports the proposed amendments, as presented during its meeting; and

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

NOW, THEREFORE, BE IT ORDAINED, on this 28th day of April, 2020, that the Orange County Board of Supervisors hereby **approves** the proposed amendments to Article II (Administration), Section 58 (Taxation), of the Orange County Code of Ordinances concerning an extension to the due date for first-half Real Estate Taxes in Tax Year 2020, as presented and shown below.

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

Amendments to the Orange County Code of Ordinances

**As adopted in Ord. No. 200428 – 6D
by the Orange County Board of Supervisors
on April 28, 2020**

Chapter 58 - Taxation

Article II - Administration

Sec. 58-51 - Receipt of local taxes, levies.

With the exception of real estate taxes on property within Orange County's territorial boundaries, pursuant to the Code of Virginia, § 58.1-3913, the treasurer shall commence to receive local taxes and levies as soon as he receives copies of the commissioner's books and continue to receive them up to and including December 5 of each year.

Real estate taxes on property within Orange County's territorial boundaries shall be due and payable to Orange County in two equal installments, the first installment to be paid no later than June 5 of each year and the second installment to be paid no later than December 5 of each year. The county treasurer shall give a notice to all taxpayers at least 14 days prior to June 5 of each year, that real estate taxes are due and payable.

Any payment received shall be credited first against the most delinquent local account, the collection of which is not subject to a defense of any applicable statute of limitations. Delinquent local accounts which have been recorded in the office of the clerk of the county circuit court shall not be considered as accounts in the hands of the treasurer for collection, and the treasurer shall not be required to credit payments first against the delinquent accounts recorded in the clerk's office.

Due to the COVID-19 pandemic, real property taxes for the first payment for year 2020 will be due on June 20, 2020, instead of June 5, 2020. Furthermore, the taxes due on June 20, 2020, may be paid at any time on or before July 20, 2020, with no penalty or interest due. This is a one-time adjustment and shall have no effect on future tax due dates. The Treasurer shall notify County taxpayers of the amended 2020 due dates as soon as possible.

RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS

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

RE: COUNTY ATTORNEY'S REPORT

RE: DRAFT ORDINANCE REQUIRING SURETY BONDS FOR IMPOUNDED ANIMALS

Thomas Lacheney, County Attorney, explained that the Code of Virginia provided for the impoundment of animals in certain circumstances, but allowed local governments to determine who would pay for the impoundments. He indicated that the County did not currently have an ordinance in place determining financial responsibility for impounded animals. As such, the Sheriff's Office had requested that an ordinance be drafted providing that an animal's owner be required to post a surety bond covering the financial expenses related to an impoundment.

Discussion ensued among the Board regarding: remedies for animal owners who may refuse to post a surety bond.

On the motion of Mr. Frame, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board authorized staff to advertise for and schedule a public hearing on May 26, 2020, to consider an ordinance requiring surety bonds for impounded animals, as presented.

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

RE: COUNTY ADMINISTRATOR'S REPORT

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

RE: BOARD COMMENT

Supervisor White thanked staff on the work in developing the Capital and Operating Budget.

Supervisor Goodwin thanked those who were involved in the school parade throughout the Town.

Supervisor Frame indicated that Dogwood Village was still free from any COVID-19 cases.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- CSA Monthly Report
- Social Services Quarterly Report

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

On the motion of Mr. Goodwin, seconded by Mr. Frame, which carried by a vote of 5-0, the Board re-appointed David Kraus as the District 5 Representative on the Library Board of Trustees for a four-year term, with said term commencing July 1, 2020, and expiring on June 30, 2024.

On the motion of Mr. Goodwin, seconded by Mr. Frame, which carried by a vote of 5-0, the Board re-appointed Nathan Mort as an At-Large (Orange County) Representative on the Rappahannock Emergency Medical Services Council for a three-year term, with said term commencing July 1, 2020, and expiring on June 30, 2023.

On the motion of Mr. Goodwin, seconded by Mr. Frame, which carried by a vote of 5-0, the Board re-appointed Martha Nicholson as the District 3 Representative on the Social Services Board for a four-year term, with said term commencing July 1, 2020, and expiring on June 30, 2024.

On the motion of Mr. Goodwin, seconded by Mr. Frame, which carried by a vote of 5-0, the Board appointed James Reid as an At-Large (Orange County) Representative on the Virginia Alcohol Safety Action Program (VASAP) Board, filling the unexpired three-year term of Charles Bowman, with said term commencing immediately, and expiring on March 13, 2021.

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

RE: CALENDAR

The Board received copies of its calendar of meetings for the months of April 2020, May 2020, and June 2020.

RE: ADJOURN

On the motion of Mr. Goodwin, seconded by Mr. White, which carried by a vote of 5-0, the Board adjourned the meeting at 5:32 p.m. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

James P. Crozier, Chairman

Theodore L. Voorhees, County Administrator