

ORANGE COUNTY BOARD OF SUPERVISORS

ACTION AGENDA

TUESDAY, JANUARY 28, 2020

5:00 P.M.

1. CALL TO ORDER

- a. Pledge of Allegiance

2. ADOPTION OF AGENDA

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the agenda, as presented.

3. SPECIAL PRESENTATIONS AND APPEARANCES

4. CONSENT AGENDA

- a. FY20 Budget Amendments (Supplementals and Transfers): Glenda Bradley, Assistant County Administrator for Management Services
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board approved the FY20 budget amendments, as presented.

- b. Amendment to the Regular Meeting Schedule for 2020: Alyson Simpson, Chief Deputy Clerk
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the resolution to establish the amended Board of Supervisors' Regular Meeting Schedule for 2020, as presented.

- c. Renewal of the Contract with Dell for Hardware and Maintenance: Amanda Amos, Procurement Coordinator
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board authorized staff to renew Contract No. VA-190822-Dell with Dell for hardware and maintenance, effective through January 28, 2021, with the option of three (3) one-year renewals, per the original contract terms, as presented.

- d. Renewal of the Contract with Stryker Sales Corporation for Power Cots and Related Equipment: Amanda Amos, Procurement Coordinator
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board authorized staff to renew Cooperative Contract No. 5012015 (Prince William County) with Stryker Sales Corporation for power cots and related equipment, for a one-year term, effective January 30, 2020, per the original contract terms, as presented.

- e. Renewal of the Contract with Office Depot for Office Supplies: Amanda Amos, Procurement Coordinator
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board authorized staff to renew the contract with Office Depot, through Cooperative Contract No. R190502, for office supplies, effective through January 31, 2021, per the original contract terms, as presented.

- f. Minutes
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board approved the January 2, 2020 Special Meeting minutes, the January 7, 2020 Special Meeting minutes, the January 14, 2020 Organizational Meeting minutes, and the January 14, 2020 Regular Meeting minutes, as presented.

5. NEW BUSINESS

- a. Award of the Contract for Street Sign Repair and Replacement: Amanda Amos, Procurement Coordinator
On the motion of Mr. Crozier, seconded by Mr. Frame, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board deferred action on the contract until the February 11, 2020, Regular Meeting.

- b. Approval of the Agreement with the Sheriff for Supervision of Animal Control: Alyson Simpson, Chief Deputy Clerk
On the motion of Mr. Frame, seconded by Mr. White, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board approved the agreement with the Sheriff concerning supervision of the Animal Control function, and authorized the Interim County Administrator to execute the agreement on behalf of the County of Orange, as presented.

- c. Consideration of a Resolution for Equal Taxing Authority for Counties: Alyson Simpson, Chief Deputy Clerk
On the motion of Mr. Frame, seconded by Mr. White, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the resolution of support for equal taxing authority for Virginia counties, as presented.

6. OLD BUSINESS

- a. Resolution for Juvenile & Domestic Relations Court Citizens Advisory Council: Stephanie Straub, Director of Management Services
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the resolution to authorize the creation of the Juvenile and Domestic Relations Court Citizens Advisory Council, as presented.
- b. Appointment of Clerk to the Board: Alyson Simpson, Chief Deputy Clerk
On the motion of Mr. White, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the resolution to appoint the Clerk of the Orange County Board of Supervisors for 2020, as presented.
- c. Zoning Administrator Appointments: Brenda G. Garton, Interim County Administrator
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the resolution to appoint the Zoning Administrator and Subdivision Agent for Orange County, as presented.
- d. County Administrator Appointments: Alyson Simpson, Chief Deputy Clerk
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board appointed Brenda Garton, Interim County Administrator, 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.

7. DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS

8. COUNTY ATTORNEY'S REPORT: Thomas Lacheney, County Attorney

- a. Schedule a Public Hearing for Tax Relief for the Elderly and Disabled Income and Net Worth Tables
On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board authorized staff to advertise for and schedule a Public Hearing for Tax Relief for the Elderly and Disabled Income and Net Worth Tables on Tuesday, February 11, 2020, at 7:00 p.m., as presented.
- b. Appointment of Interim Erosion and Sediment Control Program Administrator
On the motion of Mr. Frame, seconded by Mr. White, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board appointed Dan Ratzlaff as Interim Erosion and Sediment Control Program Administrator,.
- c. Authorization of Settlement Agreement for Copyright Infringement
On the motion of Mr. White, seconded by Mr. Frame, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board authorized the County Attorney to enter into a Settlement Agreement for a copyright infringement in the amount of \$1,000, as presented.

9. COUNTY ADMINISTRATOR'S REPORT: Brenda G. Garton, Interim County Administrator

10. BOARD COMMENT

11. INFORMATIONAL ITEMS (NO ACTION REQUIRED)

- a. CSA Monthly Report: Alisha Vines, Office on Youth Director
- b. Economic Development Quarterly Report: Phil Geer, Economic Development Director
- c. Social Services Quarterly Report: Crystal Hale, Social Services Director
- d. September 30, 2019 Health Center Commission Minutes
- e. October 28, 2019 Health Center Commission Minutes

12. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

By consensus, the Board appointed Sharon Hujik as the Town of Gordonsville Representative on the Economic Development Authority for a four-year term, with said term commencing immediately and expiring on December 31, 2023.

13. CALENDAR

- a. Schedule a Meeting with the Virginia Cooperative Extension on Tuesday, February 25, 2020 at 6:00 p.m.
By consensus, the Board authorized staff to schedule a joint meeting with the Virginia Cooperative

5:30 P.M. PUBLIC COMMENT

6:00 P.M. RECESS FOR CLOSED MEETING

- a. Discussion and consideration, or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the public body concerning the County Administrator, Planning, Erosion and Sediment Control, and Economic Development. - §2.2-3711(A)(1) of the Code of Virginia
- b. Consultation with legal counsel pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body concerning S Power and copyright infringement. - §2.2-3711(A)(7) of the Code of Virginia
- c. Consultation with legal counsel employed or retained by the public body regarding specific legal matters requiring the provision of legal advice by such counsel concerning bonds. - §2.2-3711(A)(8) of the Code of Virginia

7:00 P.M.

14. PUBLIC HEARINGS

HEARING #1

ZTA 19-04; EXPANSION OF NONCONFORMITIES IN A DISTRICT

The Board of Supervisors will consider an amendment to Section 70-244(a) of the Zoning Ordinance regarding the expansion of non-conforming residential and non-residential structures in the Agricultural (A) District. The purpose of the amendment is to allow owners of smaller structures an opportunity for a potentially greater expansion or enlargement of size than allowed under current regulations.

On the motion of Mr. Johnson, seconded by Mr. Frame, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the ordinance approving amendments to Article III (Nonconformities), Section 70 (Zoning), of the Orange County Code of Ordinances concerning expansion of nonconformities in the Agricultural (A) District, as modified.

HEARING #2

ZTA 19-05; ADMINISTRATIVE VARIANCES

The Board of Supervisors will consider an amendment to Section 70-71 of the Zoning Ordinance by adding provisions to permit the Zoning Administrator to grant variances for reasonable modifications to property or improvements that are to benefit a person or persons covered by the State or Federal Fair Housing law or the Americans with Disabilities Act. The purpose of the amendment is to bring County regulations into compliance with the Code of Virginia.

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the ordinance approving amendments to Article II (Administration), Section 70 (Zoning), of the Orange County Code of Ordinances concerning administrative variances for reasonable modifications related to Fair Housing or Americans with Disabilities, as presented.

HEARING #3

ZTA 19-06; BARBOURSVILLE VILLAGE OVERLAY DISTRICT

The Board of Supervisors will consider an amendment to Section 70-551 of the Zoning Ordinance under the provisions of the Barboursville Village Overlay District. The purpose of the amendment is to increase membership on the Barboursville Village Overlay District Advisory Committee from three (3) to five (5) members, with the requirement that at least three (3) members reside or own real estate in the Barboursville Village Overlay District.

On the motion of Mr. Johnson, seconded by Mr. Frame, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the ordinance approving amendments to Article IV (District Regulations), Section 70 (Zoning), of the Orange County Code of Ordinances concerning membership of the Barboursville Village Overlay District Advisory Committee, as presented.

HEARING #4

SUP 19-05; THORBURN (THE ICEBOX CREAMERY)

The Board of Supervisors will consider an application from Mark and Jill Thorburn for a Special Use Permit to operate The Icebox Creamery, a seasonal business, from a permanent structure at 4324 Germanna Highway, the site of Lake of the Woods Car Wash.

The property is identified as Tax Map No. 12A-17-1 and is situated in Germanna-Wilderness Area Plan Subarea Five: Lake of the Woods.

On the motion of Mr. Frame, seconded by Mr. White, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the ordinance approving SUP 19-05 to allow the operation of a seasonal ice cream concession from a permanent structure on Tax Map No. 12A-17-1, requested by Mark and Jill Thorburn, as presented.

HEARING #5

ORANGE COUNTY REAL ESTATE ASSESSMENT APPEALS PROCESS

The citizens of the County determine the value of real estate in Orange County by buying and selling properties in arms-length transactions, thus creating the real estate market. The County utilizes the services of a third-party assessment firm to interpret the real estate market and determine assessments in an equitable manner. If a property owner believes that their assessment does not represent fair market value, is not equitable with similar properties in the County, or contains a factual error about the property, the County has the following process for the appeal of a property assessment.

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 4-0, with Mr. Goodwin being absent, the Board adopted the ordinance establishing the 2020 Real Estate Reassessment Appeals Process, as modified.

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