

BOARD OF SUPERVISORS MINUTES

JANUARY 10, 2023

At a Regular Meeting of the Orange County Board of Supervisors held on Tuesday, January 10, 2023, beginning at 5:00 p.m., in the Meeting Room of the Public Safety Building, 11282 Government Center Drive, Orange, Virginia. Present: R. Mark Johnson, Chairman; Lee H. Frame, Vice Chairman; James K. White; Keith F. Marshall; and James P. Crozier. Also present: Theodore L. Voorhees, County Administrator; Thomas E. Lacheney, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: ORGANIZATIONAL MEETING

RE: ELECTION OF THE CHAIRMAN

Theodore L. Voorhees, County Administrator, opened the floor for nominations for Chairman. Mr. Frame nominated Mr. Johnson. There being no other nominations for Chairman, the nominations were closed.

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

RESOLUTION TO APPOINT THE CHAIRMAN OF THE ORANGE COUNTY BOARD OF SUPERVISORS FOR 2023

WHEREAS, at the annual Organizational Meeting of the Orange County Board of Supervisors, the first order of business is to nominate and elect a Chairman of the Board; and

WHEREAS, R. Mark Johnson was nominated for a one-year term to begin January 10, 2023, and expire on the date of the Organizational Meeting in January, 2024, pursuant to the Bylaws for the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, on this 10th day of January, 2023, that the Orange County Board of Supervisors hereby appoints R. Mark Johnson as Chairman for a one-year term to begin January 10, 2023, and expire on the date of the Organizational Meeting in January, 2024, pursuant to the Bylaws for the Board of Supervisors.

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

RE: ELECTION OF THE VICE CHAIRMAN

Chairman Johnson opened the floor for nominations for Vice Chairman. Mr. Crozier nominated Mr. Frame. There being no other nominations for Vice Chairman, the nominations were closed.

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

RESOLUTION TO APPOINT THE VICE CHAIRMAN OF THE ORANGE COUNTY BOARD OF SUPERVISORS FOR 2023

WHEREAS, at the annual Organizational Meeting of the Orange County Board of Supervisors, the second order of business is to nominate and elect a Vice Chairman of the Board; and

WHEREAS, Lee H. Frame was nominated for a one-year term to begin January 10, 2023, and expire on the date of the Organizational Meeting in January, 2024, pursuant to the Bylaws for the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, on this 10th day of January, 2023, that the Orange County Board of Supervisors hereby appoints Lee H. Frame as Vice Chairman for a one-year term to begin January 10, 2023, and expire on the date of the Organizational Meeting in January, 2024, pursuant to the Bylaws for the Board of Supervisors.

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

RE: APPOINTMENT OF CLERK AND CHIEF DEPUTY CLERK

By consensus, the Board appointed Theodore L. Voorhees, County Administrator, and Alyson A. Simpson, Chief Deputy Clerk, as Clerk and Chief Deputy Clerk respectively, through the date of the Organizational Meeting in January, 2023, or until such a time that a subsequent appointment was made.

RE: RESOLUTION TO ESTABLISH THE REGULAR MEETING SCHEDULE FOR 2023

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

A RESOLUTION TO ESTABLISH THE
BOARD OF SUPERVISORS' REGULAR MEETING SCHEDULE FOR 2023

WHEREAS, Section 15.2-1416 of the Code of Virginia, 1950, as amended, requires the Board to adopt a resolution setting forth the days, times, and place of the Regular Meetings of the Board to be held during the ensuing months;

NOW, THEREFORE, BE IT RESOLVED, on this 10th day of January, 2023, that the Orange County Board of Supervisors hereby establishes that its Regular Meetings will be held in the Orange County Public Safety Building, 11282 Government Center Drive, Orange, Virginia, unless otherwise stated, on the following dates and starting at the following times:

January 10 at 5:00 PM	Organizational Meeting and Regular Meeting
January 24 at 5:00 PM	Regular Meeting
February 14 at 5:00 PM	Regular Meeting
February 28 at 5:00 PM	Regular Meeting
March 14 at 5:00 PM	Regular Meeting
March 28 at 5:00 PM	Regular Meeting
April 11 at 5:00 PM	Regular Meeting
April 25 at 5:00 PM	Regular Meeting
May 9 at 5:00 PM	Regular Meeting
May 23 at 5:00 PM	Regular Meeting
June 13 at 5:00 PM	Regular Meeting
June 27 at 5:00 PM	Regular Meeting
July 11 at 5:00 PM	Regular Meeting
July 25 at 5:00 PM	Regular Meeting
August 8 at 5:00 PM	Regular Meeting
August 22 at 5:00 PM	Regular Meeting
September 12 at 5:00 PM	Regular Meeting
September 26 at 5:00 PM	Regular Meeting
October 10 at 5:00 PM	Regular Meeting
October 24 at 5:00 PM	Regular Meeting
November 15 at 6:00 PM	Regular Meeting at Lake of the Woods Clubhouse
December 5 at 5:00 PM	Regular Meeting
December 19 at 5:00 PM	Regular Meeting

BE IT FURTHER RESOLVED, that pursuant to the authority set forth in Section 15.2-1416 of the Code of Virginia, 1950, as amended, if the Chairman, or Vice Chairman if the Chairman is unable to act, finds and declares that the weather or other conditions are such that it is hazardous for the members to attend a regularly-scheduled meeting, such declared meeting shall be continued to the following Tuesday, to begin at 5:00 PM, and to be held at the Orange County Public Safety Building.

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

RE: ANNUAL REVIEW OF BYLAWS

On the motion of Mr. White, seconded by Mr. Frame, which carried by a vote of 5-0, the Board adopted its Bylaws for 2023, as presented.

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

RE: APPOINTMENT OF BOARD MEMBERS TO VARIOUS BOARDS, COMMISSIONS, COMMITTEES, AND ORGANIZATIONS

By consensus, the Board adopted the list of various Board, Commission, Committee, and Organization Assignments for 2023, as modified.

RE: ADOPTION OF AGENDA

On the motion of Mr. Frame, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the agenda, as presented. Ayes: Johnson, White, Marshall, Crozier, Frame. Nays: None.

RE: SPECIAL PRESENTATIONS AND APPEARANCES

RE: BUSINESS SPOTLIGHT

Vaughan Jenkins, Co-President of Woodbrook Farm Vineyard, LLC, appeared before the Board to spotlight her business.

The Board thanked Ms. Jenkins for her presentation.

RE: ANNUAL PRESENTATION FROM DOGWOOD VILLAGE

Lance Long, Dogwood Village Administrator, gave an annual presentation to the Board, which included information on the following: challenges and opportunities over the last year; the financial position of Dogwood Village and the impacts from COVID-19; staffing shortages and associated impacts; census numbers for residents in both assisted living as well as rehabilitation; and recent awards and recognition received by Dogwood Village.

Discussion ensued among the Board regarding: the overall occupancy available at Dogwood Village and trends over recent years; the recent pay increase provided to staff; and the fact that no local funding was provided to Dogwood Village from the County.

The Board thanked Mr. Long for his presentation.

RE: CONSENT AGENDA

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

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

RE: FY23 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
30033502-33250	Miscellaneous	\$ (1,000.00)	\$ (8,235.00)	\$ (9,235.00)
47310001-43210	Data Processing Server	114,797.00	6,535.00	121,332.00
47310001-48140	Furniture & Fixtures	2,440.00	1,700.00	4,140.00
30027007-33255	Proffer Revenue	0.00	(937,500.00)	(937,500.00)
49310013-47312	Trans. to Cty. Capital Project	0.00	937,500.00	937,500.00
30051003-39313	Transfer from Proffer Fund	0.00	(937,500.00)	(937,500.00)
49400008-48005	P&R Project Development	0.00	752,500.00	752,500.00
49400008-48280	Unionville Park Area	0.00	25,000.00	25,000.00
49400008-48280	Pickleball Court	0.00	40,000.00	40,000.00
49400008-48280	Dog Park	0.00	120,000.00	120,000.00
30026501-32425	Friends of Library Donations	(4,069.68)	(1,100.00)	(5,169.68)
47312001-46462	Books - Adult - Other Vendor	1,602.00	100.00	1,702.00
47312001-46462	Books - Adult - Other Vendor	1,602.00	1,000.00	2,602.00
48155001-47737	To EDA Fund	84,668.00	47,150.00	131,818.00
30045066-35825	State Miscellaneous	0.00	(47,150.00)	(47,150.00)
30046009-37010	Federal Grant - SAFER	(563,472.00)	563,472.00	0.00
30052019-39900	Appropriated Fund Balance	(163,835.37)	(563,472.00)	(727,307.37)
30045007-35925	Litter Control Grant	(8,348.00)	(3,287.00)	(11,635.00)
30052001-39900	Appropriated Fund Balance	(5,832,275.29)	16.00	(5,832,259.29)
44271001-46800	Litter Expenses	2,796.00	1,841.00	4,637.00
44271001-46801	Polystyrene Prog Expenses	0.00	1,430.00	1,430.00
49400100-43305	Bank Fees & Charges	9,645.00	(9,645.00)	0.00
49400107-43100	Prof. Services - Legal	0.00	718.75	718.75
49400107-45900	Contingency	351,689.00	(351,689.00)	0.00
49400107-48050	Communications Equipment	279,505.00	(279,505.00)	0.00
49400107-48090	Construction/Improvements	391,872.61	(91,872.61)	300,000.00
49400107-48120	Engineering & Design	18,468.99	(9,520.00)	8,948.99
49400107-48140	Furniture & Fixtures	2,519.00	(2,519.00)	0.00
49400107-48150	Machinery & Equipment	132,729.00	(132,729.00)	0.00
49400107-48250	Welcome Sign Construction	100,000.00	(6,564.12)	93,435.88
49400107-48290	Property Acquisition	304,880.00	(266,480.00)	38,400.00
49400107-48330	Special Inspections	41,786.00	(41,786.00)	0.00
49400112-48035	Cont. - Implementation Serv.	5,430.00	(180.00)	5,250.00
49400112-48120	Engineering & Design	67,645.88	(57,204.96)	10,440.92
49400112-48150	Machinery & Equipment	86,490.05	(38,126.00)	48,364.05
49400112-48320	Site Improvements	5,889.00	(5,889.00)	0.00
49400112-48340	Survey and Legal Permits	1,741.00	(1,741.00)	0.00

49400112-48370	Utilities - Construction	5,078.00	(5,078.00)	0.00
49400112-48050	Communications Equipment	422,372.10	(422,372.10)	0.00
49400112-48140	Furniture & Fixtures	51,834.00	(51,834.00)	0.00
49400112-48170	Computer Hardware	963,316.83	(951,508.00)	11,808.83
49400112-48180	Computer Software	264,999.00	(264,999.00)	0.00
49400120-48015	Gordon Bldg. Renovations	0.00	570,000.00	570,000.00
49400120-48015	Modena Bldg. Renovations	0.00	530,000.00	530,000.00
49400120-48015	Bellevue Bldg. Renovations	0.00	195,000.00	195,000.00
49400120-48015	Sedwick Bldg. Renovations	0.00	950,000.00	950,000.00
49400120-48015	Grymes Bldg. Renovations	0.00	125,000.00	125,000.00
49400120-48015	Courthouse Project	0.00	600,000.00	600,000.00
49400120-48005	Facilities Project Dev.	0.00	20,523.04	20,523.04
TOTALS		\$ (2,857,204.88)	\$ (0.00)	\$ (2,857,204.88)

RE: ADOPTION OF THE DECEMBER 6, 2022 WORKSESSION MINUTES

As part of the Consent Agenda, the Board adopted the December 6, 2022 Worksession minutes, as presented.

RE: ADOPTION OF THE DECEMBER 6, 2022 REGULAR MEETING MINUTES

As part of the Consent Agenda, the Board adopted the December 6, 2022 Regular Meeting minutes, as presented.

RE: ADOPTION OF THE DECEMBER 20, 2022 WORKSESSION MINUTES

As part of the Consent Agenda, the Board adopted the December 20, 2022 Worksession minutes, as presented.

RE: ADOPTION OF THE DECEMBER 20, 2022 REGULAR MEETING MINUTES

As part of the Consent Agenda, the Board adopted the December 20, 2022 Regular Meeting minutes, as presented.

RE: NEW BUSINESS

There were no matters for New Business at this time.

RE: OLD BUSINESS

There were no matters for Old Business at this time.

RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS

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

RE: COUNTY ATTORNEY'S REPORT

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

RE: COUNTY ADMINISTRATOR'S REPORT

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

RE: BOARD COMMENT

Chairman Johnson thanked his colleagues on the Board for re-electing him as Chairman and for their confidence in his ability to lead the Board over the coming year.

Supervisor Crozier shared remarks related to the local recycling efforts, indicating there was not much profit available in recycling and that costs continued to rise. He stated the Board would have to discuss local recycling efforts, capacity, and costs sooner rather than later.

RE: INFORMATIONAL ITEMS

There were no Informational Items at this time.

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

By consensus, the Board appointed Jess Cifizzari as a Member of the Tourism Advisory Committee for a two-year term, with said term commencing immediately and expiring on December 31, 2024.

By consensus, the Board appointed Thomas Brooks as a Member of the Tourism Advisory Committee for a two-year term, with said term commencing immediately and expiring on December 31, 2024.

By consensus, the Board appointed Barbara Parks as a Member of the Tourism Advisory Committee for a two-year term, with said term commencing immediately and expiring on December 31, 2024.

By consensus, the Board appointed Lena Murray as a Member of the Tourism Advisory Committee for a two-year term, with said term commencing immediately and expiring on December 31, 2024.

RE: CALENDAR

The Board received copies of its calendar of meetings for the months of January 2023, February 2023, and March 2023.

RE: CLOSED MEETING

At 5:33 p.m., Mr. Lacheney read the following motion authorizing Closed Meeting:

WHEREAS, the Orange County Board of Supervisors desired to discuss in Closed Meeting the following matters:

- 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 A&K Blvd. - *§2.2-3711(A)(7) of the Code of Virginia*
- Consultation with legal counsel employed or retained by the public body regarding specific legal matters requiring the provision of legal advice by such counsel concerning an automotive facility and an amendment to the Zoning Ordinance. - *§2.2-3711(A)(8) of the Code of Virginia*

WHEREAS, pursuant to §§2.2-3711 (A)(7) and (A)(8) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED, that the Orange County Board of Supervisors hereby authorized discussion of the aforesated matters in Closed Meeting.

On the motion of Mr. Frame, seconded by Mr. White, which carried by a vote of 5-0, the Board adopted the resolution authorizing Closed Meeting, as presented. Ayes: Johnson, White, Marshall, Crozier, Frame. Nays: None.

RE: CERTIFICATION OF CLOSED MEETING

At 6:29 p.m., Ms. Simpson read the following resolution certifying Closed Meeting:

WHEREAS, the Orange County Board of Supervisors has, this day, adjourned into Closed Meeting in accordance with a formal vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Freedom of Information Act requires certification that such Closed Meeting was conducted in conformity with the law;

NOW, THEREFORE, BE IT RESOLVED, that the Orange County Board of Supervisors hereby certified that, to the best of each member's knowledge, i) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the Closed Meeting to which this certification applied, and ii) only such public business matters as were identified in the motion by which the said Closed Meeting was convened were heard, discussed or considered by it.

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

RE: ADJOURN

On the motion of Mr. Frame, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adjourned the meeting at 6:29 p.m. Ayes: Johnson, White, Marshall, Crozier, Frame. Nays: None.

R. Mark Johnson, Chairman

Theodore L. Voorhees, County Administrator