

BOARD OF SUPERVISORS MINUTES**MARCH 14, 2023**

At a Regular Meeting of the Orange County Board of Supervisors held on Tuesday, March 14, 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: 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: PRESENTATION RECOGNIZING THE BIRTHDATE OF PRESIDENT JAMES MADISON**

Theodore L. Voorhees, County Administrator, read a statement regarding the life of President James Madison, a resident of Orange County, including his commitment to public service and his many accomplishments, in recognition of the upcoming observance of President Madison's birthdate as a County holiday.

RE: BUSINESS SPOTLIGHT

Mandy Nichols, Owner of Lahore Flower Co., appeared before the Board to spotlight her business.

The Board thanked Ms. Nichols for her presentation.

RE: CONSENT AGENDA

On the motion of Mr. Frame, seconded by Mr. Crozier, 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
30030006-33500	Donations - Animal Shelter	\$ (23,973.25)	\$ (875.00)	\$ (24,848.25)
43520003-43115	Prof. Serv. - Emergency Vet	187,930.25	875.00	188,805.25
30046006-36155	Juvenile Justice Grant	0.00	(11,829.00)	(11,829.00)
45360002-45500	Training Expenses - Other	0.00	11,209.00	11,209.00
45360002-43200	Contract Serv. - Other	0.00	500.00	500.00
45360002-46000	DCJS 2 nd Grant Program	0.00	120.00	120.00
TOTALS		\$ 163,957.00	\$ 0.00	\$ 163,957.00

RE: FY23 BUDGET AMENDMENTS FOR ORANGE COUNTY PUBLIC SCHOOLS

As part of the Consent Agenda, the Board approved a supplemental appropriation and budget amendment for FY23 for Orange County Public Schools in the amount of \$747,734 in the Operating Fund and \$40,600 in the Food Service Fund, which represented additional State and Federal revenue that had been received, as presented.

RE: APPOINTMENT TO THE COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)

As part of the Consent Agenda, the Board appointed Pamela Edelman as the Parent Representative on the Community Policy and Management Team (CPMT), filling the unexpired two-year term of Alicia Rogers-Carrico, with said term commencing immediately and expiring on December 31, 2024, as presented.

RE: RESOLUTION TO REQUEST ACCEPTANCE OF IDENTIFIED ROADS IN THE WILDERNESS SHORES SUBDIVISION, SECTION 6, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

As part of the Consent Agenda, the Board adopted the following resolution, as presented:

RESOLUTION TO REQUEST IDENTIFIED ROADS IN THE WILDERNESS SHORES
SUBDIVISION, SECTION 6, BE ACCEPTED INTO THE SECONDARY SYSTEM OF STATE
HIGHWAYS IN ORANGE COUNTY, VIRGINIA

WHEREAS, the eligible streets described on the VDOT AM-4.3 Form, fully incorporated herein by reference, are shown on a plat recorded in the Clerk's Office of the Circuit Court of Orange County; and

WHEREAS, the streets described have been developed in Orange County and have been constructed in accordance with the plans submitted to and approved by the Virginia Department of Transportation, and the streets have been inspected by the Office of the Land Development Engineer and found to be acceptable in the State Highway System;

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of March, 2023, that the Orange County Board of Supervisors hereby requests that the Virginia Department of Transportation add the described streets listed on the VDOT AM-4.3 Form to the Secondary System of State Highways in Orange County, pursuant to Section 33.2-705 of the Code of Virginia, as amended, and the Subdivision Street Requirements; and

BE IT FURTHER RESOLVED, that the Board of Supervisors guarantees a clear and unrestricted right-of-way and any necessary easements for cuts, fills, and drainage.

RE: ADOPTION OF THE FEBRUARY 28, 2023 REGULAR MEETING MINUTES

As part of the Consent Agenda, the Board adopted the February 28, 2023 Regular Meeting minutes, as presented.

RE: NEW BUSINESS

There were no matters for New Business at this time.

RE: OLD BUSINESS

RE: AUTHORIZATION OF OPTION AGREEMENT WITH RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES (DBA MADISON ROAD APARTMENTS, LLC)

Theodore L. Voorhees, County Administrator, explained that ongoing discussions had been taking place regarding the option for Rappahannock-Rapidan Community Services (RRCS)

to lease County-owned property located at 454 N. Madison Road, also known as the former Sheltering Arms building. He noted that staff was recently made aware that the final application for the funding necessary for RRCS to move forward with the demolition and replacement of the Sheltering Arms building was due in the coming week. While the Board had previously authorized a letter stating its intent to lease the property to RRCS, said letter was deemed insufficient for RRCS' funding application. Therefore, Mr. Voorhees stated the Board was being asked to consider an "Option to Lease" Agreement, which would satisfy the funding application requirement.

On the motion of Mr. Frame, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board authorized the County Administrator to execute the Option Agreement with Rappahannock-Rapidan Community Services (dba Madison Road Apartments, LLC) for lease of County-owned property at 454 N. Madison Road, as presented.

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

RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS
There were no Department Director or Constitutional Officer Reports at this time.

RE: COUNTY ATTORNEY'S REPORT

RE: INITIATE PLANNING COMMISSION ACTION ON ZTA 23-03
Thomas Lacheney, County Attorney, presented a resolution to the Board that would initiate Planning Commission action on a proposed Zoning Text Amendment (ZTA 23-03) concerning how exceptions to height restrictions in the Zoning Ordinance could be requested and considered. He provided the Board with a copy of the recommended amendment language as well.

Discussion ensued among the Board regarding: the fact that changes to height restrictions would have to be proffered; and agreement that those changes belonged as part of the overall development proposal process, and not as part of a special exception process.

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

RESOLUTION TO INITIATE PLANNING COMMISSION ACTION ON ZONING TEXT
AMENDMENT (ZTA 23-03)

WHEREAS, pursuant to §15.2-2285 and §15.2-2286 of the Code of Virginia, the Orange County Zoning Ordinance may be amended by the Board of Supervisors after it has been reviewed by the Planning Commission; and

WHEREAS, pursuant to §15.2-2285(B) of the Code of Virginia, the Board of Supervisors may prescribe the time period during which the Planning Commission may review said proposed amendment; and

WHEREAS, the Board of Supervisors requests that the Planning Commission consider and act upon the proposed amendments to the Orange County Zoning Ordinance, as presented and referred to as ZTA 23-03;

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of March, 2023, that the Orange County Board of Supervisors hereby initiates Planning Commission action on the proposed amendments to the Orange County Zoning Ordinance, referred to as ZTA 23-03, and further prescribes that the Planning Commission shall act upon said proposed amendments within thirty (30) days of the adoption of this Resolution, pursuant to §15.2-2285(B) of the Code of Virginia.

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

RE: COUNTY ADMINISTRATOR'S REPORT
The County Administrator had nothing to report on at this time.

RE: BOARD COMMENT
There was no Board Comment at this time.

RE: INFORMATIONAL ITEMS
The Board received the following correspondence for its information:

- Library Semi-Annual Report
- Health Center Commission Minutes; October 28, 2022
- VDOT Monthly Report for March

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES
By consensus, the Board appointed Kingsley Haynes as the Orange County Representative on the Germanna Community College Board for a four-year term, with said term commencing on July 1, 2023, and expiring on June 30, 2027.

By consensus, the Board re-appointed Deanne Marshall as an At-Large Representative on the Health Center Commission for a four-year term, with said term commencing June 1, 2023, and expiring on May 31, 2027.

RE: CALENDAR
The Board received copies of its calendar of meetings for the months of March 2023, April 2023, and May 2023.

RE: ADJOURN
On the motion of Mr. Crozier, seconded by Mr. White, which carried by a vote of 5-0, the Board adjourned the meeting at 5:23 p.m. Ayes: Johnson, White, Marshall, Crozier, Frame. Nays: None.

R. Mark Johnson, Chairman

Theodore L. Voorhees, County Administrator