At a Regular Meeting of the Orange County Board of Supervisors held on Wednesday, November 20, 2024, beginning at 4:00 p.m., at the Lake of the Woods Clubhouse, 205 Lake of the Woods Parkway, Locust Grove, Virginia. Present: R. Mark Johnson, Chairman; Keith F. Marshall, Vice Chairman; Eduward M. Van Hoven; Crystal D. Hale; and J. Bryan Nicol. Also present: Theodore L. Voorhees, County Administrator; Amy F. Wilson, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: CLOSED MEETING

At 4:01 p.m., Ms. Wilson read the following motion authorizing Closed Meeting:

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

- Discussion or consideration of assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the public body, concerning an employee in the County Administrator's Office. - *§2.2-3711(A)(1) of the Code of Virginia*

- Discussion or consideration of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, concerning property located in the Town of Orange. - *§2.2-3711(A)(3) of the Code of Virginia*

- Consultation with the County Attorney 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 the Hoy and Sona litigation. - *§2.2-3711(A)(7) of the Code of Virginia*

WHEREAS, pursuant to §§2.2-3711 (A)(1), (A)(3), and (A)(7) 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 aforestated matters in Closed Meeting.

On the motion of Ms. Hale, seconded by Mr. Nicol, which carried by a vote of 5-0, the Board adopted the resolution authorizing Closed Meeting, as presented. Ayes: Johnson, Van Hoven, Marshall, Hale, Nicol. Nays: None.

RE: CERTIFICATION OF CLOSED MEETING

At 4:44 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, Van Hoven, Marshall, Hale, Nicol. Nays: None.

RE: RECESS AND RECONVENE

The Board took a brief recess at 4:45 p.m. before reconvening for dinner with the Lake of the Woods Board of Directors at 5:00 p.m. The Regular Meeting resumed at 6:00 p.m.

RE: ADOPTION OF AGENDA

On the motion of Mr. Nicol, seconded by Ms. Hale, which carried by a vote of 5-0, the Board adopted the agenda, as presented. Ayes: Johnson, Van Hoven, Marshall, Hale, Nicol. Nays: None.

RE: SPECIAL PRESENTATIONS AND APPEARANCES

RE: MESSAGE FROM LAKE OF THE WOODS ASSOCIATION

Leif Henecke, President of the Lake of the Woods Board of Directors, welcomed the Board of Supervisors to Lake of the Woods for its annual meeting and shared opening remarks. He thanked the Board of Supervisors for attending and for its service to the community.

The Board thanked Mr. Henecke for his presentation and for hosting the meeting.

RE: CONSENT AGENDA

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

Ayes: Johnson, Van Hoven, Marshall, Hale, Nicol. Nays: None.

RE: FY25 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
41251001-46010 P0802	Office Supp. - Comp. HW	$ 30,050.00	$ 7,500.00	$ 37,550.00
30052001-39900	Appropriated Fund Balance	(4,749,895.00)	(7,500.00)	(4,757,395.00)
30052019-39900	Appropriated Fund Balance	(703,472.00)	(13,609.00)	(717,081.00)
43350001-43350	Repairs & Maintenance	1,200.00	13,609.00	14,809.00
30045006-35775	State - Airport Grant	(476,432.00)	(5,723.00)	(482,155.00)
48170001-43370	Grounds Maintenance	66,757.00	5,723.00	72,480.00
30045006-35775	State - Airport Grant	(476,432.00)	(1,140.00)	(477,572.00)
48170001-43370	Grounds Maintenance	66,757.00	1,140.00	67,897.00
30046005-37110	BP Vests - Dept. of Justice	0.00	(3,358.00)	(3,358.00)
43120011-46800	Program Expenses	0.00	3,358.00	3,358.00
30052001-39900	Appropriated Fund Balance	(4,749,895.00)	(36,833.00)	(4,786,728.00)
41221501-43150	Prof. Serv. - Legal	0.00	36,833.00	36,833.00
30033502-33250	Miscellaneous	(2,054.00)	(26.00)	(2,080.00)
43120001-46350	Police Supplies	40,179.00	26.00	40,205.00
30030003-33550	Don. - Policing Academy	0.00	(2,000.00)	(2,000.00)
43120003-46800	Comm. Policing Expenses	13,243.00	2,000.00	15,243.00
30030006-33500	Donations - Animal Shelter	(3,174.00)	(1,485.00)	(4,659.00)

43520003-43115	Prof. Serv. - Emergency Vet	8,962.00	1,485.00	10,447.00
49400003-48160 C1117	Pyxis Medical Dispenser	0.00	(40,000.00)	(40,000.00)
43231012-45410 P1417	Equipment Rental	0.00	40,000.00	40,000.00
30045066-35825	State Miscellaneous	(500,000.00)	20,395.00	(479,605.00)
48150001-46800	Program Expenses	500,000.00	(20,395.00)	479,605.00
30051016-39312	Trans. from Cap. Proj. Fund	0.00	(40,000.00)	(40,000.00)
49310006-47275	Transfer to Fire & EMS Fund	0.00	40,000.00	40,000.00
41221501-43150	Prof. Serv. - Legal	0.00	30,896.00	30,896.00
30052001-39900	Appropriated Fund Balance	(4,749,895.00)	(30,896.00)	(4,780,791.00)
30030006-33500	Donations - Animal Shelter	(3,408.00)	(2,275.00)	(5,683.00)
43520003-43115	Prof. Serv. - Emergency Vet	9,196.00	2,275.00	11,471.00
30030002-33625	Donations - Triad	(1,200.00)	(4,990.00)	(6,190.00)
43177002-46800	Guardian Pendant Expenses	8,851.00	1,664.00	10,515.00
43177003-46800	Project Lifesaver Expenses	5,471.00	1,663.00	7,134.00
43177001-46800	Triad Expenses	7,083.00	1,663.00	8,746.00
48120001-43100	Professional Services - Oth.	62,107.00	(23,828.00)	38,279.00
30052001-39900	Appropriated Fund Balance	(4,749,895.00)	23,828.00	(4,726,067.00)
30045030-35850	State Miscellaneous	(348.00)	(1,740.00)	(2,088.00)
43120001-46105	Vehicle Supplies	201,000.00	7.00	201,007.00
43120001-45530	Meals/Lodging	13,190.00	1,733.00	14,923.00
30045004-35975	FA - DCJS for Sheriff	(1,939.00)	(51.00)	(1,990.00)
43120006-46800	Forfeited Asset Expenses	45,166.00	51.00	45,217.00
TOTALS		**$(20,088,827.00)**	**$ 0.00**	**$ (20,088,827.00)**

RE: OLD BUSINESS

RE: ENDORSEMENT OF REGIONAL LEGISLATIVE PROGRAM FOR 2025

Theodore L. Voorhees, County Administrator, reminded the Board of his previous presentation regarding the Regional Legislative Program, which was put forth in draft format on October 8, 2024. He explained that no feedback had been provided by the Board and, therefore, he presented the final draft, which was recommended for endorsement by the Board at this time.

On the motion of Mr. Nicol, seconded by Ms. Hale, which carried by a vote of 5-0, the Board provided its endorsement of the Regional Legislative Program for 2025, as presented.

Ayes: Johnson, Van Hoven, Marshall, Hale, Nicol. Nays: None.

RE: NEW BUSINESS

There were no matters for New Business at this time.

RE: MATTERS FOR DISCUSSION OR CONSIDERATION

RE: REQUEST FOR CREATION OF A REGIONAL HOUSING AUTHORITY

Theodore L. Voorhees, County Administrator, explained that the Board had been requested to consider creation of a Regional Housing Authority, in partnership with Madison

County. In short, the Rappahannock-Rapidan Community Services Board (dba Encompass Community Supports) was the organization serving Orange County and surrounding counties in the areas of mental health, developmental disability, substance abuse disorder, and aging services. But, Encompass had also acted as the local housing resource for over 15 years. Mr. Voorhees stated that creation of the proposed Regional Housing Authority would formalize this arrangement and would allow Encompass to develop low-income housing opportunities in the area using Low Income Housing Tax Credits, which would only be permissible under a Regional Housing Authority.

Mr. Voorhees noted that, should the Board desire to pursue creation of the proposed Regional Housing Authority in partnership with Madison County and under the administration of Encompass, a public hearing would be required. He added that creation of the Authority would not obligate the County of Orange to any funding. As a member of the Authority, the County would simply be responsible for appointing two members to the board that would govern the Authority.

Discussion ensued among the Board regarding: the proposed partnership with Madison County; and the ability to add other localities in the future.

By consensus, the Board authorized staff to advertise for and schedule a public hearing on the creation of a Regional Housing Authority on Tuesday, January 14, 2025, as presented.

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

Supervisor Nicol welcomed his colleagues to Lake of the Woods for its annual meeting. He commented on the great tradition of hosting a meeting at the Lake and stressed the importance of collaborating and working together as a community.

Other members of the Board echoed the sentiments of Supervisor Nicol and thanked the community for being involved at the meeting and thanked Lake of the Woods for hosting the meeting.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- Update on the General Reassessment
- Health Center Commission Meeting Minutes; July 26, 2024
- Health Center Commission Meeting Minutes; August 23, 2024

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

By consensus, the Board appointed Teresa Harris as the District Three Representative on the Economic Development Authority for a four-year term, with said term commencing January 1, 2025, and expiring on December 31, 2028.

By consensus, the Board appointed Superintendent Frank Dyer (Primary) and Lieutenant Colonel Jonathan Hoffman (Alternate) as an Orange County Representative on the Jefferson Area Community

Criminal Justice Board for a three-year term, with said term commencing January 1, 2025, and expiring on December 31, 2027.

By consensus, the Board re-appointed Theodore L. Voorhees as the Orange County Representative on the Central Virginia Regional Jail Authority for a four-year term, with said term commencing December 1, 2024, and expiring on November 30, 2028.

By consensus, the Board appointed Tom Neubig as the District Five Representative on the Economic Development Authority for a four-year term, with said term commencing January 1, 2025, and expiring on December 31, 2028.

By consensus, the Board appointed Aaron Ball, CSU Probation Supervisor, to the Court Service Unit position on the Community Policy and Management Team (CPMT), effective immediately and until such time as a subsequent appointment was made.

By consensus, the Board appointed Dr. James Carr, District Health Director, to the Health Department position on the Community Policy and Management Team (CPMT), effective immediately and until such time as a subsequent appointment was made.

By consensus, the Board appointed Claire Clark as a Member of the Tourism Advisory Committee for a two-year term, with said term commencing January 1, 2025, and expiring on December 31, 2026.

RE: CALENDAR

The Board received copies of its calendar of meetings for the months of November 2024 and December 2024.

RE: PUBLIC COMMENT

At 6:37 p.m., Chairman Johnson opened the floor for public comment.

Two speakers, who did not identify themselves, provided public comment.

There being no further speakers, public comment was closed at 6:41 p.m.

RE: RECESS AND RECONVENE

The Board took a brief recess at 6:41 p.m. and reconvened at 7:00 p.m.

RE: TOWN HALL CONCERNING WILDERNESS WATER TREATMENT PLANT

Tim Clemons, General Manager of the Rapidan Service Authority, presented a PowerPoint presentation regarding the water incident in August that occurred at the Wilderness Water Treatment Plant. His presentation included information on the following: the background of the Rapidan Service Authority; the background of the Wilderness Water Treatment Plant; a thorough recap of the water incident that occurred in August; a summary of the post-incident investigation; a summary of the incident response; receipt of the Notice of Alleged Violation; the importance of rebuilding the trust of RSA's customers; immediate and long-term actions related to infrastructure; immediate and long-term actions related to quality control; immediate and long-term actions related to communication; and closing thoughts and incident resources.

Chairman Johnson opened the floor for public comment and questions. Speakers were not asked to identify themselves. Topics of the comments and questions included: requirements for testing for water contaminants; the need to keep open communications; impacts of the water incident on local businesses; the liability of the contractors whose work may have led to the pump failure; security of the plant; ongoing trust issues with RSA and the need to be more transparent; data logging and monitoring of the pump operations; funding of the planned corrective measures and its impact on customers; the fact that RSA was behind on making infrastructure improvements; emergency notifications issued for system repairs; reasons why the pump failure was not suspected or reported initially; planning for system repairs and upgrades; and concerns with the competency and customer service of RSA staff.

Collectively, the Board of Supervisors asked questions and shared comments, largely regarding RSA's response to the Office of Drinking Water, their post-incident response and planning efforts; the high expectations of the public going forward; the need to continue holding public meetings; and the need to explore options for water availability and capacity for the future.

RE: ADJOURN

On the motion of Mr. Nicol, seconded by Ms. Hale, which carried by a vote of 5-0, the Board adjourned the meeting at 8:43 p.m. Ayes: Johnson, Van Hoven, Marshall, Hale, Nicol. Nays: None.

R. Mark Johnson, Chairman	Theodore L. Voorhees, County Administrator