At a Regular Meeting of the Orange County Board of Supervisors held on Tuesday, June 8, 2021, beginning at 5:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: James P. Crozier, Chairman; R. Mark Johnson, Vice Chairman; James K. White; Keith F. Marshall; and Lee H. Frame. 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. White, which carried by a vote of 5-0, the Board adopted the agenda, as modified. Ayes: Johnson, White, Marshall, Crozier, Frame. Nays: None.

RE: SPECIAL PRESENTATIONS AND APPEARANCES

RE: BUSINESS SPOTLIGHT

Amanda Carey, Owner of LACED Revival, LLC, appeared before the Board to spotlight her business.

The Board thanked Ms. Carey for her presentation.

RE: CONSENT AGENDA

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

RE: FY21 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
41221501-43100	Litigation Expenses	$ 12,000	$ 25,000	$ 37,000
49140001-45900	Contingency	237,991	(25,000)	212,991
41242001-41111	Wages - Regular	232,046	17,720	249,766
41242001-42100	FICA & Medicare	15,796	1,356	17,152
49140001-45900	Contingency	237,991	(19,076)	218,915
48110001-41322	Wages - Part-Time	43,928	6,000	49,928
48110001-42100	FICA & Medicare	6,886	460	7,346
49140001-45900	Contingency	237,991	(6,460)	231,531
TOTALS		**$ 1,024,629**	**$ 0.00**	**$ 1,024,629**

RE: RENEWAL OF THE CONTRACT WITH CENTRAL SQUARE/ZUERCHER TECHNOLOGIES, LLC FOR THE CAD SYSTEM

As part of the Consent Agenda, the Board authorized staff to renew the contract with Central Square/Zuercher Technologies, LLC for the CAD System for a period of one (1) year, representing the second possible renewal, as presented.

RE: RENEWAL OF THE CONTRACT WITH L3HARRIS TECHNOLOGIES FOR THE LMR P25 RADIO SYSTEM

As part of the Consent Agenda, the Board authorized staff to renew the contract with L3Harris Technologies for the LMR P25 Radio System for a period of one (1) year, representing the third possible renewal, as presented.

RE: ADOPTION OF THE MAY 25, 2021 WORKSESSION MINUTES

As part of the Consent Agenda, the Board adopted the May 25, 2021 Worksession minutes, as presented.

RE: ADOPTION OF THE MAY 25, 2021 REGULAR MEETING MINUTES

As part of the Consent Agenda, the Board adopted the May 25, 2021 Regular Meeting minutes, as presented.

RE: NEW BUSINESS

RE: ADOPTION OF THE AUXILIARY LIST FOR SECONDARY ROADS

Alyson Simpson, Chief Deputy Clerk, stated that, since the Board had completed its annual process for review and adoption of the Secondary Six-Year Plan, it would be appropriate for the Board to adopt its Auxiliary List. She reminded the Board the Auxiliary List was a reference list for projects to be considered or added to the Secondary Six-Year Plan in future years or as additional funding becomes available. Ms. Simpson noted that she was not aware of any changes to be made to the Auxiliary List since it was last adopted in May, 2020.

Discussion ensued among the Board regarding: adding Shore Drive to the Auxiliary List as a potential Rural Addition project.

On the motion of Mr. White, seconded by Mr. Frame, which carried by a vote of 5-0, the Board adopted the Auxiliary List for Secondary Roads, as modified.

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

RE: TYLER TECHNOLOGIES ERP SOFTWARE AS A SERVICES (SAAS) AGREEMENT

Amanda Amos, Procurement Coordinator, stated that Tyler Technologies offered an ERP Software as a Service (SaaS) cloud-based software that would allow the County to have its Munis data stored in a secure, managed location. She indicated this cloud-based software had a standard disaster recovery feature, as well as increased remote access capabilities to accommodate alternative work arrangements. Ms. Amos noted that security risks were minimized by controlling user access and securing data in certified, compliant, and fault-tolerant data centers. She explained that a sole source posting for this software had been approved by the County Attorney and the Assistant County Administrator for Management Services.

Ms. Amos stated that Tyler Technologies had provided a quote for the software that would be paid over three (3) years, bringing the project total to $504,264. Funding was available in COVID-19 Response (43551001-43203) and IT Maintenance (41251001-43385). She added the first year's payment of $177,381 would be covered through a combination of both accounts.

Discussion ensued among the Board regarding: funding for future year payments; software updates; and server replacement.

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 5-0, the Board authorized staff to enter into an agreement with Tyler Technologies for the purchase of the

ERP SaaS software using identified funds in the COVID-19 Response and IT Maintenance budgets, as presented.

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

RE: OLD BUSINESS

RE: ADOPTION OF THE 2021-2025 ECONOMIC DEVELOPMENT STRATEGIC PLAN

Rose Deal, Economic Development Director, explained that the Economic Development Authority had recently adopted the 2021-2025 Economic Development Strategic Plan, which included focus areas of attraction and retention, workforce development, small business development and entrepreneurship, and quality of life. She presented the content of the Strategic Plan to the Board, indicating that staff was seeking the Board's concurrence to adopt the Plan.

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 5-0, the Board adopted the 2021-2025 Economic Development Strategic Plan, 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: GRANDFATHER CLAUSE FOR PRIVATE ROAD STANDARDS

Thomas Lacheney, County Attorney, said he had received interest in adopting an amendment to the Code of Ordinances that would provide a "grandfather" clause for the private road standards. He provided suggestions on ways in which the clause could be accomplished.

Discussion ensued among the Board regarding: determining a "grandfather" date; the fact there was no way to know how many affected subdivisions existed; and the potential to include language in the ordinance for Planning Commission review and determination.

By consensus, the Board requested that the County Attorney draft language for an amendment to the Code of Ordinances concerning a "grandfather" clause for the private road standards, to be presented for further discussion at a future meeting.

RE: COUNTY ADMINISTRATOR'S REPORT

RE: RESOLUTION TO ESTABLISH THE AUTHORITY OF THE ORANGE COUNTY ADMINISTRATOR

Theodore L. Voorhees, County Administrator, explained that he presented a resolution for the Board's consideration at its meeting on May 25, 2021, which would establish the authority of the Orange County Administrator. During said meeting, the Board expressed concern over the language surrounding procurement and personnel policies. As such, Mr. Voorhees reviewed the changes that had been made to the resolution and presented it for Board consideration.

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

RESOLUTION TO ESTABLISH THE AUTHORITY OF THE ORANGE COUNTY ADMINISTRATOR

WHEREAS, pursuant to Virginia law, the Orange County Board of Supervisors is vested with all of the authority and responsibility for managing and administrating the functions of county government; and

WHEREAS, pursuant to §15.2-1540 of the Code of Virginia, the Board is authorized to appoint a chief administrative officer, and has appointed the County Administrator to serve in that role; and

WHEREAS, pursuant to Virginia law, the County Administrator has such authority as is delegated to the Administrator by the Board of Supervisors; and

WHEREAS, the Board of Supervisors has determined that it is in the best interest of the County to clearly delineate and identify the authority of the County Administrator;

NOW, THEREFORE, BE IT RESOLVED, on this 8th day of June, 2021, that the Orange County Board of Supervisors hereby designates the Orange County Administrator as the administrative head of government who shall be responsible to the governing body for the proper management of all the affairs of the locality for which the governing body has authority to control; and

BE IT FURTHER RESOLVED, that the County Administrator shall have the following delegated authority from the Board of Supervisors:

I. All authority granted by §15.2-1541 of the Code of Virginia, which shall include:

   a. Seeing that all ordinances, resolutions, directives, and orders of the governing body, and that all laws of the Commonwealth required to be enforced through the governing body or officers subject to the control of the governing body, are faithfully executed;

   b. Making reports to the governing body from time to time, as required or deemed advisable, upon the affairs of the locality under his control and supervision;

   c. Receiving reports from, and giving directions to, all heads of offices, departments, and boards of the locality under his control and supervision;

   d. Submitting to the governing body a proposed annual budget, in accordance with general law, with his recommendations;

   e. Executing the budget as finally adopted by the governing body;

   f. Keeping the governing body fully advised of the locality's financial condition and its future financial needs;

   g. Appointing all officers and employees of the locality, except as he may authorize the head of an office, department, or board responsible to him to appoint subordinates in such office, department, or board;

      Said authority shall also include the authority to:

      - Designate officers and employees to perform administrative duties and to exercise administrative powers.
      - Propose personnel policies for adoption or amendment by the Board and to administer such personnel policies and procedures, which shall include a grievance procedure.
      - Promulgate administrative policies and procedures necessary for the safe, secure, and orderly operation of County business.

- Appoint a Financial Officer, pursuant to §15.2-1537 of the Code of Virginia.

h. Performing such other duties as may be prescribed by the governing body; and

i. Maintaining a centralized system of accounting for the County, including the School Board and the local Board of Social Services, pursuant to §15.2-1541.1 of the Code of Virginia.

II. Serve as Clerk to the Board of Supervisors.

III. All of the authority necessary to serve as the Director of Emergency Management, pursuant to §44-146.19(B)(2) of the Code of Virginia.

IV. All of the authority necessary to serve as Purchasing Agent, and to make purchases, and execute contracts for the purchase of goods and/or services, where the dollar amount for said goods and/or services is contained in the approved County budget, except that any purchases over the amount established in the Procurement Policy for the County of Orange shall require the approval of the Board of Supervisors, and all purchases shall be in accordance with such Board-approved Procurement Policy pursuant to §2.2-4303 of the Code of Virginia.

V. To sign any agreements, forms, or documents that are incidental to, or related to, the performance by the County Administrator of any of the above-described duties and responsibilities.

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

RE: BOARD COMMENT

Supervisor Frame reported on the recent inspection at Lake of the Woods Fire and Rescue, which received no findings.

Chairman Crozier indicated there would be a presentation at the next meeting regarding a resolution of support concerning a humanitarian issue.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- Finance Quarterly Report
- Parks and Recreation Quarterly Report

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

By consensus, the Board appointed Bryan Nicol as the District 5 Representative on the Orange County Planning Commission, filling the unexpired four-year term of James Hutchison, with said term commencing immediately and expiring on March 31, 2024.

RE: CALENDAR

The Board received copies of its calendar of meetings for the months of June 2021, July 2021, and August 2021.

RE: SCHEDULE A WORKSESSION FOR SUP 20-05 (REDFISH SOLAR)

By consensus, the Board requested that staff schedule a Worksession on July 13, 2021, to discuss a siting agreement for the Redfish Solar project.

RE: <u>ADJOURN</u>

On the motion of Mr. Frame, seconded by Mr. Johnson, which carried by a vote of 5-0, the Board adjourned the meeting at 5:42 p.m. Ayes: Johnson, White, Marshall, Crozier, Frame. Nays: None.

James P. Crozier, Chairman

Theodore L. Voorhees, County Administrator