

September 10, 2013

County of Greene, Virginia

THE GREENE COUNTY BOARD OF SUPERVISORS MET ON TUESDAY, SEPTEMBER 10, 2013 AT 6:30 P.M. IN THE COUNTY MEETING ROOM.

Present were: Jim Frydl, Chairman
 Davis Lamb, Vice Chairman
 David Cox, Member
 Eddie Deane, Member
 Clarence Peyton, Member
 John C. Barkley, County Administrator
 Ray Clarke, County Attorney
 Patti Vogt, Deputy Clerk

RE: EXECUTIVE SESSION

Upon motion by David Cox and unanimous vote, the Board entered into Executive Session to discuss legal and personnel matters pursuant to Section 2.2-3711 Subsection (a, 1-7) of the Code of Virginia.

1) MATTERS PERTAINING TO THE GREENE COUNTY RESCUE SQUAD

Virginia Code References:

- 2.2-3711 A3: Discussion or consideration of the acquisition of real property for a public purpose, or the disposition of publicly held real property
- 2.2-3711 A.7: Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel

2) APPOINTMENT TO JEFFERSON AREA BOARD FOR AGING

Virginia Code References:

- 2.2-3711 A.1: Appointment of specific public officers, appointees, or employees of public body.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

Upon motion by Davis Lamb and unanimous vote, the Board returned to Open Session.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

By unanimous vote, all members certified that only public business matters lawfully exempted from the Open Meeting requirement and only such matters as identified by the motion to enter into Executive Session were discussed.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: PUBLIC MEETING

The Chairman opened the meeting with the Pledge of Allegiance followed by a moment of silence in honor and memory of victims of September 11.

RE: APPOINTMENT TO JEFFERSON AREA BOARD FOR AGING

Upon motion by Eddie Deane and unanimous vote, the Board appointed Carol Dudding to the Jefferson Area Board for Aging with a term to expire December, 2014.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: PUBLIC HEARING – GREENE COUNTY YOUTH CENTER – AMEND SPECIAL USE PERMIT

Mr. Bart Svoboda, Zoning Administrator, reviewed the request from the Greene County Youth Center, Inc. to amend SUP#87-373 for an outdoor recreational facility with lighting on approximately 10.28 acres, zoned A-1 Agriculture, located on Sassafra Lane and identified on County Tax Maps as 60B-A-9&11. (SUP#13-003) The proposed amendment will allow for lighting on the ball fields and does not include expansion of the area.

A Special Use Permit, with conditions, was granted on May 27, 1987 by the Board of Zoning Appeals for the expansion of a nonconforming use beyond the allowed 50%. Conditions included:

- Thirty feet of undisturbed land shall be left between the property of Mr. Sands and the Youth Center.
- No lights are to be installed on the two new ball fields.
- 100 feet of parking space is to be provided.

- VDOT will be requested to erect “No Parking” signs 30 feet on each side of the driveway of the Welch and Sands property on the right side of the highway.
- Mr. Sands and Mr. Welch shall be allowed to plant shrubbery and trees on the 30 feet buffer area at their own expense.

Representatives of the Youth Center met with staff to discuss future expansions and while researching the files regarding the two parcels, it was noted that only 3.7 acres of the 10.28 acres were advertised and approved for the current Special Use Permit for expansion of a nonconforming use beyond 50%. Application was submitted to provide current Special Use Permit for outdoor recreation for the two parcels (total 10.28 acres). Applicant is also requesting to dissolve the current conditions.

The Greene County Zoning Ordinance defines outdoor recreation as an outdoor facility where recreational activities are held such as concerts, sporting events, drive-in movies, (golf) driving ranges, racetracks, zoological parks, carnivals, fairs, festivals or out outdoor amusement activities.

The proposed use is supported by Comprehensive Plan. Will provide recreational opportunities for children, teens and adults. The Planning Commission recommended approval of the Special Use Permit with the following conditions:

- Conditions approved through SUP#87-373 are null and void.
- A 30 foot buffer will need to be maintained adjacent to the residential neighborhoods.
- Lighting shall not be illuminated between the hours of 10:00 p.m. to 7:00 a.m.
- The outdoor recreation will be limited to an athletic facility only (baseball, softball, soccer, etc.)
- A site plan will need to be submitted and approved prior to expansions.

Mr. Svoboda noted the fourth condition has been amended to state: “...baseball, softball, soccer, football, and the like”. This will limit use to “ball” sports. This condition can be changed as the amendment is more restrictive.

Mr. Ray Clarke, County Attorney, said the 1987 SUP provided for 100 feet of parking space which condition would be void if the amendment is approved. Mr. Svoboda said parking will be addressed during the site plan review process.

Mr. Tom Eddins, President of the Greene County Youth Center, Inc., said they have outgrown the facility and the addition of lights will allow better utilization of the facility. Approximately 30 teams (375 kids) participate in programs at the Youth Center.

The floor was opened for public comments.

Tom Linkous Sr. – resident on Sassafras Lane – not against kids having place to play sports – problem with parking – have had to call Sheriff to get cars off road so he could get by – does not agree with having lights installed – not right place, not the right time – home is for sale and parking is problem when people come to look – parking could keep emergency services from accessing road – leave it as is

John Lucey – resident on Sassafras Lane – ball park has affected ability to sell his home – current ball fields have impacted him – noise problems, dust problems – haven’t seen lighting plan – feels like Youth Center has not treated him fairly

Olympia Lucey – resident on Sassafras Lane – questioned number of days fields can be used and what the schedule will be – commented on problems she has had with people completely ignoring no parking signs - they will be affected by lights - residents on Sassafras

Lane have not been treated fairly – Board of Supervisors has responsibility to listen to all residents not just one group

Mr. Eddins – briefly described type of lighting proposed noting there have been great advancements in technology – lights off at 10:00 p.m. and games end at 10:00 p.m. – recognized issues with parking

Mr. Davis Lamb said the land for the Youth Center was donated by Mr. Hord specifically for a park for children. He sympathized with residents in regards to parking problems. The children need a place to play.

Mr. Clarence Peyton asked how many days the fields are used. Mr. Tom Eddins said use of fields begins around first of March until end of October. Mr. Peyton said this is an extraordinarily good place for children adding that the he played there as a child. He supports the request.

Mr. Eddie Deane asked if there has been any discussion about parking. Mr. Svoboda said using the Ruckersville Volunteer Fire Department parking lot has been discussed. This would have to be a joint effort between Youth Center and RVFD. Mr. Deane said he visited the Youth Center and parking is a real problem.

Mr. David Cox agreed that it was the intention of Mr. Hord for the land to be used as park. He said he has always supported youth activities in the County. He said he also sympathizes with neighbors of the Youth Center in regards to parking problems but feels he has to support the youth of the County.

Mr. Jim Frydl said issues such as parking will be addressed during site plan approval and zoning certification process. Mr. Svoboda noted the addition of lights will not trigger a change in parking requirements.

Mr. Frydl felt this amendment does not change the character or pattern of the current use but rather the times of use. It is an existing use that has been in place and meets all conditions.

Upon motion by Davis Lamb and unanimous vote, the Board approved the request from the Greene County Youth Center, Inc. to amend Special Use Permit #87-373 for an outdoor recreation facility with lighting on approximately 10.28 acres, zoned A-1, Agriculture, located on Sassafas Lane and identified on County Tax Maps as 60B-A-9&11 (SUP#13-003) with the following conditions:

- a. Conditions approved through SUP#87-373 are null and void.
- b. A 30 foot buffer will need to be maintained adjacent to the residential neighborhoods.
- c. Lighting shall not be illuminated between the hours of 10:00 p.m. to 7:00 a.m.
- d. The outdoor recreation will be limited to an athletic facility only (baseball, softball, soccer, football and the like)
- e. A site plan will need to be submitted and approved prior to expansions.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: LEGISLATIVE PROGRAM

Mr. David Blount, Legislative Liaison, was present to review the proposed 2014 Thomas Jefferson Planning District Legislative Program. Priority items include: State mandates and funding obligations; transportation funding and devolution; public education funding; Chesapeake Bay TMDL; land use and growth management; and Comprehensive Services Act.

In regards to the fiscal impact on localities of actions taken by the General Assembly, language ultimately included the creation of a taskforce to review bills of local concern. Mr. Blount serves as a member on the taskforce.

The General Assembly will develop the biennial budget this year. Re-benchmarking public education costs and resetting composite index will also be reviewed. There will be an increase in VRS rates as the General Assembly will be trying to make up underfunding of the pension plan. This will translate to increased costs at the local level. The Governmental Accounting Standards Board (GASB) proposed change, in 2015, will have liabilities in cost shared pension plans for teachers show up on the books of those who make payments which will be the local school division. VRS sets rates, determines benefits, and should share in showing unfunded liability on their books.

The shifting of responsibility from the State to localities for maintaining roads has been on back burner for last couple years. Funding formulas and allocation of funds along with the roles and responsibilities of State and localities caught his attention. The program will continue to maintain strong position statement in opposition of devolution.

Mr. Lamb commented on the State surplus and the State rainy day fund.

Mr. Peyton suggested public education funding be moved to the top of the list. VRS has a tremendous impact on schools. Cuts for Greene County schools from the State and Federal governments have exceeded the County's total new revenue. Mr. Blount said this is one of the areas in the budget that he works the hardest on as it has a big impact on localities.

Mr. Deane agreed with Mr. Peyton and said he felt public education should be prioritized higher than the Chesapeake Bay TMDL.

Mr. Cox expressed his appreciation for information provided by Mr. Blount.

Mr. Frydl said the State's plan to payback VRS has the beneficiaries and localities covering the costs. The State doesn't have plan to payback money borrowed from VRS or any of the money it failed to pay into VRS. The plan is to increase rates for counties and employees to make up for what the State didn't pay.

Mr. Blount said the State will be paying back VRS over ten years. Localities are being required to cover underfunding of VRS over the last 20 years by the State.

The Chairman thanked Mr. Blount for his presentation. Mr. Blount said he would be back before the Board in a couple of months with the final legislative program for approval.

RE: CERTIFIED CRIME PREVENTION COMMUNITY PROGRAM

Mr. Steve Keene, Program Manager for the Sheriff's Office, gave a brief presentation on the Department of Criminal Justice Services Certified Crime Prevention Community Program. The Sheriff's Office, Commonwealth's Attorney, SACSI and the Public Safety Foundation want to jointly pursue this program.

There are 12 core components and 7 optional components. Mr. Keene said 9 of the 12 core components have already been completed. The other 3 core components include an

enhanced neighborhood watch program, functional crime analysis capability and a business watch program. Only 12 localities in Virginia have this certification.

Benefits of having certification include:

- Community designation can be used to seek premium reductions from insurance companies for policyholders
- Sheriff's Office would be recognized as more professional entity and message would be sent to criminals that Greene County will not tolerate criminal activity
- Program gives community preference in the state criminal justice grant application process
- Designation can be used as marketing tool to attract families, tourists, businesses, and others to Greene County

Mr. Keene said Mr. Ron Morris, Commonwealth Attorney, supports this endeavor and the Stanardsville Area Community Safety Initiative (SACSI) would be designated as the local inter-agency contact team. Mr. Keene said he could not find any negative effects or adverse conditions associated with the program.

Sheriff Steve Smith added that next month his office will be starting an all-out blitz to get neighborhood watch programs going.

Mr. Frydl noted there are elements we do not have, elements we would depend on citizen committees to pick up and administrative tasks in order to establish. What are the cost impacts? Have the different groups agreed to participate? Mr. Keene answered there are no costs that they have found. The program involves mostly volunteers and will be handled through the Sheriff's Office.

Mr. Frydl said he likes the program but felt this may not be ready for action by the Board as there are unanswered questions. At this point, no one has evaluated the cost of staff time and it will take time and money to administer the program. Mr. Keene said part of the program will be under his current budget and will not require additional funds.

Mr. Peyton asked if there is a monetary obligation on behalf of the County. Mr. Keene said no. Sheriff Smith said the money is already there to spend on this program.

Mr. Frydl asked if all criteria are met including schools. Mr. Keene said yes noting the Sheriff's Office is currently working with the schools on a safety audit. The school has contracted with a private firm.

Mr. Clarke questioned who will be designated as the committee representing Greene County for this purposes of this program. Mr. Keene said the Stanardsville Area Community Safety Initiative (SACSI) will represent the County.

Mr. Frydl said the Board cannot obligate or make decisions for the School Board. He wants to make sure everyone has agreed to participate in the program.

Upon motion by Clarence Peyton and unanimous vote, the Board approved the resolution of participation in the Certified Crime Prevention Community Program, (See Attachment "A")

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

Upon motion by Clarence Peyton and unanimous vote, the Board approved the statement of intent to participate in the Certified Crime Prevention Community Program. (See Attachment "B")

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: MATTERS FROM THE PUBLIC

Mr. James Weeks, resident of Welsh Run Road (Route 629), was present to request the Board's assistance in regards to road problems. He said he understands that VDOT needs permission from the Board of Supervisors to work on this road. Mr. Weeks said he is experiencing problems with erosion and flooding which are causing damage to the integrity of his house. He asked that all parties work together to resolve problems.

Ms. Kim Frye-Smith, Director of Skyline Cap, Inc., gave a status update on activities that included the following:

- 40 children in Head Start Program
- 130 rental assistance clients
- 191 housing counseling clients
- 18 applications for emergency home repair – 6 completed

Ms. Frye-Smith said Skyline CAP will no longer be offering one time emergency assistance. She thanked the Board for their support.

Mr. Tom Eddins, President of Greene County Youth Center, said the parking issues at the facility need to be addressed. Greene County needs more baseball fields. There are currently 4 field at Youth Center, 2 fields at the United Christian Academy, and fields at William Monroe High School. He asked the Board consider the construction of baseball fields.

RE: CONSENT AGENDA

Upon motion by Davis Lamb and unanimous vote, the Board approved the following items on the consent agenda:

- a. Minutes of August 27, 2013 meeting.
- b. Resolution to accept and appropriate grant funds from the Department of Motor Vehicles in the amount of \$6,000 for the Sheriff's Department. Local match required and is in existing Sheriff's Department budget. (See Attachment "C")
- c. Resolution to accept and appropriate grant funds from the Department of Motor Vehicles in the amount of \$7,500 for the Sheriff's Department. Local match required and is in existing Sheriff's Department budget. (See Attachment "D")

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: COUNTY ADMINISTRATOR REPORT

Mr. Barkley reported the following:

- Interviews scheduled for Economic Development Director position
- Computer Analyst position has been advertised and RFP has been sent to information technology companies
- Leadership team meeting held last week
- Met with VDOT to review area at entrance to Greencroft/Four Seasons
- Ordinances – discharge of firearms in neighborhoods and weed/grass
- Attended the PVCC 1st Anniversary celebration
- Small Business Development Center meeting at PVCC on Sept. 17
- EDA meeting on September 16 at 6:00 p.m.
- RSA meeting on September 19 at 2:00 p.m.
- Dedication of basketball courts at Community Park tentatively scheduled for September 27
- Painting roof on County Administration Building ongoing

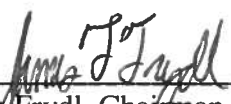
RE: OTHER MATTERS FROM BOARD MEMBERS

Mr. Deane commented on the streetscape project in the Town of Stanardsville. School bus drivers have already complained about the bump outs creating a hazard.

Mr. Frydl noted Dragonfest will be this Friday night prior to the football game.

RE: CONTINUED MEETING

The meeting ended at 9:59 p.m. and was continued to Tuesday, September 24, 2013 in the County Meeting Room.



Jim Frydl, Chairman
Greene County Board of Supervisors



RESOLUTION OF PARTICIPATION

WHEREAS, The governing body of Greene County, VA is interested in the safety and security of its citizenry and the community at large; and,

WHEREAS, The governing body is prepared to support appropriate efforts within the community to become totally prepared to promote crime prevention and community safety; and,

WHEREAS, The Department of Criminal Justice Services offers a program which is specifically designed to recognize Virginia communities committed to crime prevention and community safety while providing a framework for those communities to institutionalize crime prevention at the local level; and,

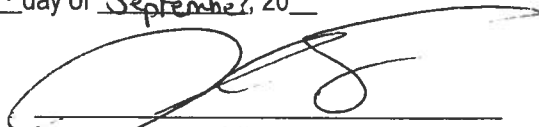
WHEREAS, This program is entitled the Certified Crime Prevention Community Program,

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors That our community, Greene County, VA wishes to participate in the Certified Crime Prevention Community Program, and that the leadership of this community fully supports all reasonable efforts to meet the DCJS requirements to become designated as a Certified Crime Prevention Community; and

BE IT FURTHER RESOLVED, that the program requires the existence or formation of a local community crime prevention/community safety council or coalition, and this governing body designates the Stancoville Area Community Safety Initiative (SACSI) as representing our community for the purpose or participating in this program.

This resolution is in full effect upon its adoption this 10th day of September, 20

SEAL:



Official

County Administrator

Title

Patricia Vogt

Attest

Deputy Clerk of the Board of Supervisors

Title

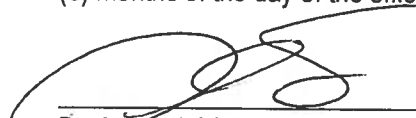


STATEMENT OF INTENT

Our community, Greene County, VA wishes to participate in the Certified Crime Prevention Community Certification Program. The leadership of this community fully realizes this program requires dedicated effort. By making entry into this program, we are pledging our honest efforts to become designated as a "Certified Crime Prevention Community".

The program requires the existence of formation of a local community crime prevention/community safety council or coalition. The name of this council/coalition is Stanardsville Area Community Safety Initiative (SACSI)

We understand that the goal of our community is to complete successfully this program within six (6) months of the day of the official start date, to be recorded when the program manual is delivered.



Designated Official

Steve Keene

Program Coordinator

County Administrator

Title

Program Manager

Title

9-10-13

Date

9-10-13

Date

Address for Contact:
P.O. Box 358
Stanardsville, VA 22973

Address for Contact:
1005 Spotswood Trail
Stanardsville, VA
22973

Telephone:
Office 434-985-5201
Home _____

Telephone:
Office 434-985-2222
Home 434-566-8774

**RESOLUTION TO APPLY, ACCEPT AND APPROPRIATE SIX
THOUSAND DOLLARS FOR THE DMV SELECTIVE
ENFORCEMENT-SPEED GRANT**

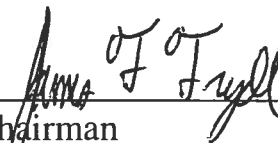
WHEREAS, the County of Greene could receive funding from the Department of Motor Vehicles for a DMV Selective Enforcement-Speed Grant; and

WHEREAS, the funds in the amount of six thousand dollars (\$6,000) need to be appropriated to the appropriate line item in the 2013-2014 budget of the County of Greene, Virginia.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that six thousand dollars (\$6,000) be appropriated to the 2013-2014 budget of the County of Greene, Virginia.

BE IT FURTHER RESOLVED that the County Administrator of the County of Greene, Virginia is authorized to make the appropriate accounting adjustments in the budget to do all things necessary to give this resolution effect.

Adopted this 10th day of September, 2013.



Chairman

**RESOLUTION TO APPLY, ACCEPT AND APPROPRIATE SEVEN
THOUSAND FIVE HUNDRED DOLLARS FOR THE DMV
SELECTIVE ENFORCEMENT-ALCOHOL GRANT**

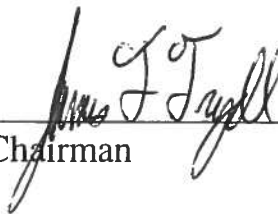
WHEREAS, the County of Greene could receive funding from the Department of Motor Vehicles for a DMV Selective Enforcement-Alcohol Grant; and

WHEREAS, the funds in the amount of seven thousand five hundred dollars (\$7,500) need to be appropriated to the appropriate line item in the 2013-2014 budget of the County of Greene, Virginia.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that seven thousand five hundred dollars (\$7,500) be appropriated to the 2013-2014 budget of the County of Greene, Virginia.

BE IT FURTHER RESOLVED that the County Administrator of the County of Greene, Virginia is authorized to make the appropriate accounting adjustments in the budget to do all things necessary to give this resolution effect.

Adopted this 10th day of September, 2013.


Chairman