

December 11, 2012

County of Greene, Virginia

THE GREENE COUNTY BOARD OF SUPERVISORS MET ON TUESDAY, DECEMBER 11, 2012 AT 5:30 P.M. IN THE COUNTY MEETING ROOM.

Present were: Clarence Peyton, Chairman  
Davis Lamb, Vice Chairman  
David Cox, Member  
Eddie Deane, Member  
Jim Frydl, Member  
Ray Clarke, County Attorney  
Patti Vogt, Deputy Clerk  
Tracy Morris, Finance Director

**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.

**Contract Matters:**

- Water and Sewer
- Solid Waste
- Maintenance
- Revenue Recovery

**Land Acquisition:**

- Water and Sewer

**Legal:**

- Voting Location

**Personnel:**

- Administration
- EDA

**Various Appointments:**

- JABA
- Culpeper Soil and Water
- EDA
- Blue Ridge SNP
- Planning Commission

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

Motion carried.

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

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

Motion carried.

RE: EMS CONTRACT

Upon motion by Eddie Deane and unanimous vote, the Board agreed to amend the Emergency Services Billing contract to reflect area billing which means zero out of pocket for Greene County citizens.

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

Motion carried.

RE: SOLID WASTE – CONTRACT

Upon motion by Jim Frydl and unanimous vote, the Board approved the contract with Environmental Standards for environmental compliance at the Solid Waste Facility. Funds are already budgeted in current year.

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

Motion carried.

RE: SNOW REMOVAL CONTRACT

Upon motion by David Cox and unanimous vote, the Board agreed to increase the snow removal contract to include removal of snow at the Ruckersville and Flattop tower generator sites (so fuel trucks can access) at a cost of an additional \$550 per push.

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

Motion carried.

RE: PUBLIC MEETING

The Chairman opened the meeting with the Pledge of Allegiance followed by a moment of silence.

RE: PUBLIC HEARING – REZONE - REGION TEN.

Ms. Lisa Robertson, representative of Region Ten, requested a deferral to January 22, 2013. She noted a number of issues were raised at the last minute and they would like the additional time to address those to ensure this is good for both Region Ten and the County.

Upon motion by David Cox and unanimous vote, the Board agreed to defer this to the meeting on Tuesday, January 22, 2013.

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

Motion carried.

RE: PUBLIC HEARING – REZONE - INSURANCE INSTITUTE FOR HIGHWAY SAFETY

Mr. Svoboda reviewed the request from the Insurance Institute for Highway Safety to rezone, from A-1, Agriculture, to M-1, Industrial, a 25.4 acre portion of the 135.39 acre tract located on Dairy Road and identified on County Tax Maps as 51-(A)-20A. (RZ#12-004)

Of the 135 acre parcel, approximately 54 acres are currently zoned M-1. The applicant is proposing to expand the existing testing facility. The proposed additional 25.4 acres of M-1 zoned property will allow for a bigger outdoor test tract and an additional indoor structure will allow the testing of vehicles in controlled conditions year round. The proposed expansion may provide additional employment opportunities in Greene. If approved there will be approximately 80 acres zoned M-1 or approximately 60% of the 135 acre parcel.

The Planning Commission recommended approval of the proposed rezoning.

Mr. Joe Nolan, Chief Administrative Officer, and Mr. Raul Arbelaez, Vice President, were present.

The project includes the expansion of outdoor test track, the additional of a covered dome to allow for year-round testing, and the expansion of existing office and conference room space.

Test areas are normally in the desert due to the lack of rain and snow fall that would interfere with testing. The facility will be 5 acres under roof with an asphalt track. A connector road will attach the new facility to the traditional outdoor track.

The Chairman opened the floor for public comment. The public hearing was closed with no public comment.

Mr. Frydl said the IIHS has been a very good corporate neighbor and a great asset to the County. He did not see any negative impact and felt this is a great opportunity to expand a wonderful business in Greene.

Mr. Peyton agreed, noting he was delighted when IIHS chose Greene and is excited about the proposed expansion. This is a perfect fit for the County and additional employment opportunities are always a plus.

Mr. Lamb said the IIHS is an environmentally friendly, clean industry and supported the proposal.

Mr. Deane expressed his appreciation for what the IIHS has done. He asked if excessive noise would be a problem. Mr. Nolan said they are already running tests which are usually under 30 mph. These are not performance tests.

Mr. Cox noted he has toured the facility and wished we could get more businesses like IIHS in the County.

Upon motion by David Cox and unanimous vote, the Board approved the request from the Insurance Institute for Highway Safety to rezone, from A-1, Agriculture, to M-1, Industrial, a 25.4 acre portion of the 135.39 acre tract located on Dairy Road and identified on County Tax Maps as 51-(A)-20A. (RZ#12-004)

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

Motion carried.

RE: REQUEST FROM SHERIFF

Major Russell Lane was present to request authorization to fill vacant positions. A deputy has left and a dispatcher has been hired as the Victim Witness Coordinator. Both positions are in the current budget.

It was the consensus of the Board to authorize the Sheriff to fill these two vacant positions.

Major Lane asked if the Board would authorize the Sheriff to fill vacant positions without having to request authorization each time. The Chairman noted that would not be possible due to the current policy in place.

RE: MATTERS FROM THE PUBLIC

ANIMAL SHELTER

Mr. Glen Collier, Director of the Animal Shelter, requested authorization to hire a temporary employee (25 days or less per year) to clean. This will not increase the budget.

It was the consensus of Board to authorize the hiring of a temporary employee as requested.

THANKS

Mr. Don Pamerter thanked Board members very much for the job they do and wished all a Merry Christmas and Happy New Year.

RE: CONSENT AGENDA

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

- a. Minutes of November 13, 2012 meeting.
- b. Prior award of contract to Quarles for bulk fuel.
- c. Local Government agreement with State Health Department for operation of local Health Department for fiscal year ending June 30, 2013. (See Attachment "A")

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

Motion carried.

Mr. Deane questioned the request from Region Ten for approval to apply for and accept loans. The Chairman said there is no liability for the County.

Upon motion by Eddie Deane and unanimous vote, the Board approved the resolution to authorize Region Ten to apply for and accept loans. (See Attachment "B")

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

Motion carried.

RE: OTHER MATTERS FROM THE BOARD

ZONING ORDINANCE

Mr. Lamb said he would like to discuss ordinance revisions regarding height of buildings.

Mr. Svoboda said the work program for the Planning Department would not be reviewed until the new year. He asked the Board to authorize staff to review building heights in the business and industrial zones.

After discussion, it was the consensus of the Board to allow staff to review building heights in the business and industrial zones.

HEALTH AND FITNESS FAIR

Mr. Frydl noted the Schools will be hosting a Community Wellness Health and Fitness Fair on January 17, from 4 to 7 p.m., at William Monroe Middle School.

### RECREATION PARK

Mr. Frydl spoke on behalf of Mr. Bates, who is filling in for the track coach and could not be present. The soccer fields need large scale maintenance. Countryside Landscapes does the routine maintenance of fields. The large scale project includes applying a one inch layer of top soil and reseeding the playing surface. Funds are in the CIP. Top soil will cost \$10,000 and is being discounted by Luck Stone with free delivery. The cost for application, etc. is \$5,000 for a total of \$15,000. The contractor has indicated he would give a \$1,000 discount if both fields are done at the same time. Mr. Frydl said the problem is there would not be field space available if both fields are done at the same time.

Upon motion by David Cox and unanimous vote, the Board approved the large scale maintenance project of one soccer field not to exceed \$15,000.

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

Motion carried.

### ANIMAL CONTROL ISSUES

Mr. Frydl listed a number of issues he would like the Board to consider. The first is the Animal Noise Ordinance adopted by the Board in 2009. A situation has been brought to his attention where a citizen has a problem with continuous nuisance barking. This person has gone through the process in our ordinance where the burden of proof is on the citizen having the problem. The court assesses a fine and then the whole thing starts over again.

There seems to be some confusing language in the ordinance. Mr. Frydl suggested the County Attorney and the Commonwealth Attorney review the ordinance for clarification.

The next issue is the ordinance in relation to kennels. There are specific criteria for commercial kennels to address noise but not for non-commercial kennels.

Finally, Mr. Frydl questioned the fee structure for dog licenses. The fee is \$10 for one dog but only \$50 for a kennel with 20 or more dogs.

Mr. Frydl felt all these issues should be reviewed in order to protect both the pet owners and their neighbors.

### REPORTS

Mr. Frydl noted the Board has been receiving most monthly and quarterly reports as requested which provide useful information for planning and budgeting purposes. He suggested the report from the Clerk of Court be condensed to an aggregate total of funds/fees being held and the age of those accounts.

Mr. Frydl said both the Treasurer and Finance Director have been dealing with the end of year audit. He requested a detailed year-to-date report prior to beginning the budget process.

Mr. Frydl noted the Board has received a report on business license but has not yet received a detailed report regarding tax categories and amounts billed. This report will provide a base line for comparison going forward. He also questioned why some businesses were missing from the license report and requested clarification.

### EMERGENCY OPERATIONS

Mr. Peyton noted the Board had to declare an emergency twice this year which is usually done in conjunction with the State. The County has received reimbursement for one emergency and it appears reimbursement will be available for the second.

Mr. Peyton felt the Emergency Operation Plan and Center, including the people in place and the schedule, are the best he has seen in the past four years. He expressed appreciation to Mr. Deane and Mr. Cox for their work with emergency services.

### STAFF

Mr. Peyton also expressed his appreciation to Mrs. Tracy Morris and Mr. Steve Borders for their work in the absence of a County Administrator. He felt they have done an incredible job for the County.

Mr. Peyton commented on issues and citizen complaints involving the Planning Department. He expressed his appreciation to Mr. Svoboda and Mr. Lamb for working through these issues.

Mr. Peyton also congratulated Mr. Tony Williams for a fantastic year saying it is nice to see construction ongoing in Ruckersville.

### MEETING SCHEDULE

Mr. Peyton noted the next scheduled meeting of the Board will be on January 8, 2013.

A joint public hearing with the School Board is scheduled for January 15. The primary focus is to get feedback from the community concerning the budget for the upcoming year. There will be some challenges especially since reassessments are down approximately 6%. The decrease could amount to as much as \$600,000.

Mr. Peyton said last year the Schools received cuts from the federal government in the amount of \$545,000 as well as \$156,000 in State cuts. If the School Board wants to continue with programs then any shortfall obviously has to be made up with local tax revenue. These are issues the County will face during the upcoming year. The Board of Supervisors must either cut spending or raise taxes. Mr. Peyton said he looks forward to seeing a lot of people at the meeting on January 15.

### RE: ADJOURN MEETING

The meeting was adjourned at 8:34 p.m. Next scheduled meeting will be on January 8, 2013.

  
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Jim Frydl, Chairman  
Greene County Board of Supervisors