

June 14, 2016

County of Greene, Virginia

THE GREENE COUNTY BOARD OF SUPERVISORS MET ON TUESDAY, JUNE 14, 2016
BEGINNING AT 6:30 P.M. IN THE COUNTY MEETING ROOM.

Present were: Bill Martin, Chairman
David Cox, Member
Jim Frydl, Member
Dale Herring, Member

Absent: Michelle Flynn, Vice Chairman

Staff present: John C. Barkley, County Administrator
Ray Clarke, County Attorney
Patti Vogt, Deputy Clerk

RE: EXECUTIVE SESSION

Upon motion by David Cox and affirmative 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) LEGAL

Virginia Code Reference

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.

Recorded vote:	Bill Martin	-	Yes
	Michelle Flynn	-	Absent
	David Cox	-	Yes
	Jim Frydl	-	Yes
	Dale Herring	-	Yes

Motion carried.

Upon motion by David Cox and affirmative vote, the Board returned to Open Session.

Recorded vote:	Bill Martin	-	Yes
	Michelle Flynn	-	Absent
	David Cox	-	Yes
	Jim Frydl	-	Yes
	Dale Herring	-	Yes

Motion carried.

By affirmative 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:	Bill Martin	-	Yes
	Michelle Flynn	-	Absent
	David Cox	-	Yes
	Jim Frydl	-	Yes
	Dale Herring	-	Yes

Motion carried.

RE: MATTERS FROM THE PUBLIC

David Roach – Spoke in support of the Blue Ridge Heritage Project. Has family ties and feels it appropriate to honor families displaced by the creation of the Shenandoah National Park.

Peachy Batten – Family was moved from Park land to resettlement located on Route 810. Supports establishment of monument.

Donna Baker – Director of Operations for Jefferson Area Board for Aging - Reported briefly on activities of JABA and the senior center.

RE: PUBLIC HEARING – AMEND COUNTY CODE

Mr. Barkley reviewed the proposed amendment to the Greene County Code - Chapter 70, Article 1 – Traffic and Vehicles – private roads and streets designated as highways. The amendment would include Section 46.2-1307.1 of the State Code as sponsored by Delegate Rob Bell. It would allow the Board of Supervisors, upon receipt of a petition by a majority of property owners within a residential development containing 25 or more lots, to adopt an ordinance designating the private roads within any such development as highways for law-enforcement purposes.

The Chairman opened and closed the public hearing with no comments being made.

Upon motion by Dale Herring and affirmative vote, the Board adopted the proposed amendment to Greene County Ordinance, Section 70.1 and also re-enacted Section 70.1 in its entirety, effectively immediately upon approval of this motion. (See Attachment “A”)

Recorded vote:	Bill Martin	-	Yes
	Michelle Flynn	-	Absent
	David Cox	-	Yes
	Jim Frydl	-	Yes
	Dale Herring	-	Yes

Motion carried.

RE: BLUE RIDGE HERITAGE PROJECT

Mr. Jim Lawson, of the Blue Ridge Heritage Project, was present to discuss the placement of a memorial to honor the displaced families and non-resident land owners affected by the creation of the Shenandoah National Park. The project is to honor the displaced and educate the public.

The Committee proposes to locate the memorial for Greene County at the County Administration Building, just off Route 33 business. This will be a win-win for the County and the Town as it will draw visitors to the area. The project will be financed by donations and community fund raisers.

Mr. Lawson submitted a petition in support of the monument project.

The Committee is asking for the Board's support in locating the monument and information kiosk at the County Administration Building.

RE: COMMONWEALTH'S ATTORNEY

Mr. Ron Morris, Commonwealth's Attorney, was present to request the Board to continue *status quo* funding for the current part-time assistant until the new full time assistant is hired. Also asking to be allowed to hire his current administrative assistant to work for 12-15 hours per week for approximately four to six months to assist and train the new administrative assistant. The salaries for these positions would be funded by the transfer of vacancy savings in Compensation Board funds. The result would be budget neutral or budget savings.

It was the consensus of the Board to delegate this personnel issue to the County Administrator to resolve.

RE: EDA BYLAWS

Upon motion by David Cox and affirmative vote, the Board approved the bylaws for the Greene County Economic Development Authority as presented. (See Attachment "B")

Recorded vote:	Bill Martin	-	Yes
	Michelle Flynn	-	Absent
	David Cox	-	Yes
	Jim Frydl	-	Yes
	Dale Herring	-	Yes

Motion carried.

RE: CONSENT AGENDA

Upon motion by Jim Frydl and affirmative vote, the Board approved the minutes of the May 10 and May 24, 2016 meetings as corrected.

Recorded vote:	Bill Martin	-	Yes
	Michelle Flynn	-	Absent
	David Cox	-	Yes
	Jim Frydl	-	Yes
	Dale Herring	-	Yes

Motion carried.

RE: COUNTY ADMINISTRATOR'S REPORT

See Attachment "C" for County Administrator's report.

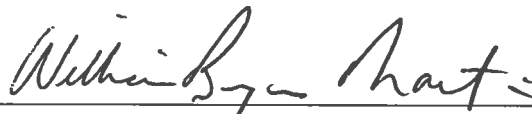
RE: OTHER MATTERS FROM BOARD MEMBERS

Mr. Cox said he attended a recent EMS meeting.

Mr. Martin noted there is interest in the vacant seat on the JABA Board of Directors.

RE: ADJOURN MEETING

The meeting ended at 8:20 p.m. The next scheduled meeting of the Board of Supervisors is Tuesday, June 28, 2016 in the County Meeting Room.



William Bryan Martin, Chairman
Greene County Board of Supervisors

- **Chapter 70 - TRAFFIC AND VEHICLES**

- **ARTICLE I. - IN GENERAL**

- **Sec. 70-1. - Private roads and streets designated as highways.**

(a)

This section is enacted pursuant to the authority contained in Code of Virginia, §§ 46.2-1307, 1307.1, 46.2-1313, and 46.2-100, as amended.

(b)

The provisions of Code of Virginia, §§ 18.2-266—18.2273, as amended, and as hereafter amended, are hereby adopted by reference, and are in full force and effect as ordinances of the county within the areas of all residential subdivisions and other areas now existing in the county, whose roads are not part of the state secondary road system, and which subdivisions and other areas are listed in subsection (f) of this section for the purpose of reference.

(c)

The provisions of Code of Virginia, §§ 46.2-800—46.2-946, as amended, and as hereafter amended, are hereby adopted by reference as provided by Code of Virginia, § 46.2-1313, and are in full force and effect as ordinances of the county within the areas of all residential subdivisions and other areas now existing in the county, whose roads are not part of the state secondary road system, and which subdivisions and other areas are listed in subsection (f) of this section for the purposes of reference.

(d)

The provisions of this section shall apply mutatis mutandis to any future subdivision in the county during the period between the recording of the plat of the subdivision and the acceptance of the road in such subdivision into the state secondary highway system.

(e)

The entire width between the boundary lines of all private roads and private streets in the subdivisions and other areas listed in subsection (f) of this section are hereby specifically designated as "highways" for law enforcement purposes:

(f)

The following nonstate-maintained roads in subdivisions and other areas are designated as "highways" for law enforcement purposes:

Enderly Acres Subdivision	12/08/87
Greene Acres Subdivision	1/10/89
Hord's Subdivision	5/12/92
Twin Lakes Subdivision	10/13/92
Wildwood Valley Subdivision	5/13/93
Cedar Grove Mobile Home Park	11/09/93
Daniel's Mobile Home Parks	1/25/94
Greene Mountain Lake Subdivision	11/11/97
Riverdale Subdivision (Chapman Mountain Circle to Spring Branch Trail, Spring Branch Trail and Glade Road)	9/26/00
Rippin Run Road	6/12/01
Greene Valley Subdivision (Thisdell Trace, Bird Lane, Ramsey Lane and Rocky Road)	1/09/01

(Ord. of 5-28-96, §§ 2—6; Ord. of 1-9-01)

§ 46.2-1307. Designation of private roads as highways for law-enforcement purposes. — The governing body of any county, city, or town may adopt ordinances designating the private roads, within any residential development containing 100 or more lots or residential dwelling units, as highways for law-enforcement purposes. Such ordinance may also provide for certification of road signs and speed limits by private licensed professional engineers using criteria developed by the Commissioner of Highways, and, for law-enforcement purposes, such certification shall have the same effect as if certified by the Commissioner of Highways.

§ 46.2-1307.1. Designation of private roads as highways for law-enforcement purposes in certain counties. — *Notwithstanding the provisions of § 46.2-1307, the governing body of Warren County may adopt ordinances designating the private roads within any residential development containing 50 or more lots as highways for law-enforcement purposes, and the governing body of Greene County, upon receipt of a petition therefore by a majority of property owners within a residential development containing 25 or more lots, may adopt ordinances designating the private roads within any such development as highways for law-enforcement purposes. Such ordinance may also provide for certification of road signs and speed limits by private licensed professional engineers using criteria developed by the Commissioner of Highways, and for law-enforcement purposes, such certification shall have the same effect as if certified by the Commissioner of Highways.*

Bylaws for the Greene County Economic Development Authority

General Purpose

The general purpose of the Greene County Economic Development Authority (Authority) is to promote the business development and tourism of Greene County, consistent with, the direction of the Greene County Board of Supervisors, Greene County's Comprehensive Plan and the intent of legislation of the Commonwealth of Virginia.

General Powers

The Authority shall have any and all powers that have been granted to it by the Board of Supervisors of Greene County, by Title 15.1, Chapter 33 and by Title 15.2, Chapter 49 of the Code of Virginia and any subsequent enactment of the General Assembly. All such powers shall be exercised for the general benefit of the residents of Greene County.

Number, Appointment, Terms and Qualifications of Directors

There shall be a Board of seven (7) Directors who shall be appointed by the Greene County Board of Supervisors. The Directors will serve for a period of three (3) years or for such other period as decided by the Board of Supervisors. Except as otherwise provided by law, all powers and duties of the Authority shall be exercised and performed by the Board of Directors, acting by majority vote of those Directors present at a duly called meeting at which a quorum is present. Except during periods when the EDA Board has vacancies, at least five (5) Directors and two (2) Officers must reside in Greene County, unless said temporary vacancies distort this number. If a non-resident is appointed to the EDA Board, he or she must have a vested interest in the viability of Greene County. No Director shall be an officer or employee of the County.

Whereas the broad participation of Directors is critical to the success of the Authority in achieving its purpose, attendance at Board meetings is of great importance. Members who miss three or more meetings in succession and have not provided appropriate advance notice are subject to removal by recommendation to the Board of Supervisors by the Authority after the vote of a quorum of Directors present at the next meeting. The Board may also recommend the removal of a Director who has been found to breach reasonable rules barring conflict of interest as defined by the Virginia State and Local Conflicts of Interest Act, Title 2.2, Section 31 of the Code of Virginia. The EDA Chair will immediately notify the Greene County Board of Supervisors of its recommendation for removal and replacement of the member who has breached the Act. When able, the Board of Directors shall recommend candidates for appointment to the EDA to the Board of Supervisors.

Vacant EDA Board positions shall be advertised by the County in accordance with the County's procedures for appointment of members to Boards and Commissions.

Ex-officio Members of the Board

In addition to the seven (7) Directors appointed by the Board of Supervisors of Greene County, the Authority shall have three (3) Ex-officio members: a liaison from the Board of Supervisors, a liaison from the Planning Commission, and Greene County's Director of the Economic Development Department or his/her designee. Liaisons are appointed by their respective organizations for terms specified by their respective organizations. Ex-officio members do not have the right to vote on any matter before the EDA Board.

The Director of Greene County's Economic Development Department and his/her support staff are employees of Greene County and serve at its pleasure.

Election of Officers

The officers of the Greene County Economic Development Authority shall include a Chair, Vice-Chair and Secretary-Treasurer. Officers of the Authority shall be elected by the Board of Directors at their first meeting in May of each year. All terms for elected officers shall be for one year, and officers may be reelected for an unspecified number of terms. If an elected office of the EDA becomes vacant at any time during the year the Board of Directors shall elect another Director to complete the unexpired term for the vacant officer's position.

Duties of the Chair

The Chair shall preside at all meeting and shall have general supervision of the affairs of the Authority, including: signing or counter-signing all contracts and instruments of the Authority and duly authorized by its Directors; calling special meetings; cosigning with the Secretary-Treasurer all checks, drafts, notes and orders for payment of monies exceeding \$500; preparing or causing to be prepared the agenda for all meetings; making reports to the Directors and the Board of Supervisors; and performing such other duties as are incident to his/her office or are properly required of him/her by the Board of Directors. With guidance from the Board of Directors, the Chair will also make committee appointments; establish policies and long range objectives for the Authority; and appoint members of the Authority as liaisons to other County government agencies. The Chair shall have an equal vote with the other Directors and, in the event of a tie on any question, may cast a second vote to break the tie. In the absence or disability of the Chair, the Vice-Chair shall exercise all his/her functions.

Duties of the Vice-Chair

The Vice-Chair shall preside at meetings at the request of or in the absence of the Chair. When acting at the request of or in the absence of the Chair, the Vice-Chair shall have all the powers of and be subject to all the restrictions of the Chair. In case of death or resignation of the Chair, the Vice-Chair shall immediately become Chair for the remainder of the term for which the Chair was elected and another member shall be appointed in accordance with procedures established under "Number, Appointment, Terms and Qualifications of Directors" section of these by-laws.

Duties of the Secretary-Treasurer

The duties of the Secretary-Treasurer shall be as follows: preparing or causing to be prepared the minutes of the meetings of the Board of Directors; ensuring that minutes of the meetings are kept in a record book and are made available for public inspection; signing with the Chair or Vice-Chair documents or instruments which the Board of Directors has authorized to be executed; maintaining custody of the seal of the Authority and seeing that official documents authorized by the Board of

Directors are stamped with the seal; ensuring that suitable records are kept of all financial transactions of the Authority, and having such records audited as required; cosigning with the Chair all checks, drafts, notes and orders for payment of monies exceeding \$500; maintaining custody of all funds received by the Authority and depositing all funds in the name of the Authority; investing such funds and deposits in the name of the Authority; and in general performing all the duties incident to the offices of the Secretary-Treasurer and such other duties as from time to time may be assigned by the Board of Directors. In the absence of the Chair and Vice-Chair at a duly called meeting of the Board of Directors, the Secretary-Treasurer shall be the temporary presiding officer for that meeting and shall have all the powers of and be subject to all the restrictions upon the Chair.

Meetings

The regular meetings of the Board of Directors shall be held in the offices of the Greene County Economic Development Authority or such other location as decided by the Board. Meetings shall be held at 6:00 pm on the third Tuesday of each month if not a legal holiday, but if a legal holiday, then on the day following, or on the day determined by the Board of Directors.

Special meetings of the Board of Directors may be called at any time by the Chair, to be held at the time and place designated by the Chair in the calling of the meeting. Special meetings may also be called by two members of the Board of Directors. Special meetings may be held telephonically or by other electronic means.

Notice

Notices of regular and special meetings and of work sessions shall be given to each Director in writing at least three (3) days prior to such meetings. Notices sent electronically by email shall be deemed written notices. All meeting notices shall include a draft agenda. Special meetings may be held without such notice if all of the Directors are present or those not present waive notice before or after the meeting. Notice of the date, time and location of meetings shall be placed on the Authority's website or in a prominent public place in advance of the meeting.

Meeting Format

The order of business at any regular meeting of the Board of Directors shall be:

1. Record of attendance
2. Approval or correction of minutes of the last meeting
3. Review financials
4. Reports of Officers, Committees and the Economic Development Department Director
5. Old business
6. New business
7. Comments from the public
8. Adjournment

The Board may enter Executive Session at any time, provided that such session complies with terms of the Code of Virginia. Executive sessions are restricted to Directors unless otherwise agreed to by a majority of a quorum of the Directors.

Quorum

A quorum at any meeting shall consist of a majority of the current membership of the Board of Directors. A majority of such quorum may decide any question that may come before the meeting if it is

within the legal jurisdiction of the Authority. No facilities or property owned by the Authority shall be leased or disposed of in any manner without a majority vote of all the members of the Board of Directors.

Rules of Order

In all matters not prescribed by the Code of Virginia or the Greene County Economic Development Authority's by-laws, the Authority's meetings will follow procedures set forth in Robert's Rules of Order.

Special and Ad Hoc Committees

The EDA's Board of Directors may, from time to time, create such committees as it may deem necessary and expedient to promote the purposes of the Authority. Such committee(s) shall be advisory only and shall not be empowered to act on behalf of the Authority except when specifically designated by the Board of Directors. The Chair shall, with the advice of the Board of Directors, make committee appointments to any other board, agency or commission for which Authority membership or representation has been requested.

The Board of Directors may create a temporary or permanent committee to advise it on specific issues relevant to its mission. The Board of Directors shall agree to a purpose and scope for each such committee. The Chair of the Committee, with the advice of the Board of Directors, shall be authorized to select members for the Committee who are not Directors, provided that there is a minimum of two sitting Directors on the Committee. The Chair of the Committee need not be a Director.

The Board may appoint an Executive Committee to facilitate the efficient operation of the Authority. Such Committee, if created, shall consist of the Authority's Officers and the Director of the Economic Development Department or his/her designee as a non-voting member. The charter, authority and membership of the Executive Committee shall be defined and approved by the Authority's Board of Directors.

EDA Staff

The Board of Directors may retain such contractors as are necessary to accomplish the purpose and powers of the Authority.

Official Seal

The Corporate Seal of the Authority shall consist of two concentric circles between which are the name of the Authority and in the center shall be inscribed the word "SEAL."

Fiscal Year

The fiscal year of the Greene County Economic Development Authority shall be from July 1st to June 30 of the following year.

Compensation of Board Members

Directors of the Greene County Economic Development Authority may receive an appropriate stipend for their services as approved in the annual budget by the Board of Supervisors. Any Director, by the authority of the Board of Directors, upon presenting suitable documentation, is entitled to

reimbursement for necessary travel and other expenses incurred in executing duties performed for the Authority.

Amendments

Except as otherwise provided by law, these by-laws may be amended, added to, altered or repealed, in part or in whole, immediately or at a future date, by a majority vote of the Board of Directors at any meeting of the Board of Directors, provided that notice of the proposed amendment, addition, alteration or repeal is given as herein described and that said notice is duly published on the Authority's website. Such amendments are subject to review by Greene County's Attorney and the Board of Supervisors.



County Administrator's Report

June 14, 2016

White Run Reservoir Project – The request for proposals for the project's Stream and Wetland mitigation mandate was duly advertised with bids due June 10. We received one bid. The project will include the purchase of 17,043 stream compensation credits and 3.25 wetland conservation credits, and all compensation credits shall be in the Rappahannock River Basin. Staff is currently reviewing the bid received and continuing to work on developing a plan for engineering, design and financing. The Rapidan Service Authority has provided current and historical water/sewer use data to the County's utility consultant, which helped the process considerably. Staff has contacted the Virginia Resources Authority to inquire about financing opportunities through the VRA pooled financing program. A full update and engineering outline/agreement will be provided to the Board on June 28.

Budget/Finance – The following represents a summary of the recommendations from the Board's budget discussion during the May 24 board meeting:

- Begin process earlier (September) with a public hearing and finalize sooner (April)
 - Use unaudited numbers to start with – Get audit completed earlier (November or December)
 - "Live" report during budget workshops – Interactive budget members can actually work with during the meetings
 - Better reporting – revenue vs. expenditures current and comparison to prior year
 - Develop a five year financial plan
 - More current (up-to-date) information
 - Stop the current reporting format and start over
 - Budget submittal document should be distributed to departments earlier (October)
 - Budget meeting synopsis – summary of what was done at workshops/meetings
 - Finance Director and Treasurer work together on improved reporting format, with both providing narrative and written thoughts to Board
 - Set timeline and get staff committed to that timeline
 - Develop a spreadsheet format that is clear and easily understandable (as compared to AS400 reports)
 - Provide a routine one-page snapshot
 - Keep the Board apprised of progress with periodic reports
- Staff is currently working on an overall strategy to achieve the objectives listed.

County Administrator's Report, June 14, 2016

Live Streaming Services – Interviews with prospective service providers have been completed and we have entered into the competitive negotiation process. A formal recommendation is tentatively scheduled for consideration at the June 28 Board meeting.

Commonwealth Attorney's Office – Staff is currently in the process of developing a timeline for relocation and assessing the structural integrity and need for any upgrades to house 3 offices and a front desk/waiting area in the "Haney House" building, formerly occupied by Region 10.

Piedmont Dental Clinic – Staff is facilitating discussions with Region 10 Community Services and the Piedmont Clinic to establish an office for the Piedmont Clinic in the lower floor of the new Region 10 building.

Customer Service Seminar - Staff has scheduled a Greene County Customer Service Seminar for July 29. The seminar will be open to all interested staff and Board/Commission members.

4th of July Celebration – This year's celebration will feature an all day festival and fireworks show. The streets will close at 9:30 AM and the parade will start at 10 AM. The car show and celebration start immediately following the parade and last until 3 PM when the events transition to the William Monroe football field. The community concert begins at 6 PM with regional bands and continues until the fireworks start 30-minutes after sunset. Visitors are encouraged to bring picnic blankets and lawn chairs and join the celebration. Volunteer opportunities are available by emailing thestanardsvilleparade@gmail.com.