

September 26, 2006

County of Greene, Virginia

THE CONTINUED MEETING OF THE GREENE COUNTY BOARD OF SUPERVISORS WAS HELD ON TUESDAY, SEPTEMBER 26, 2006 AT 5:30 P.M. IN THE COUNTY MEETING ROOM.

Present were: Steve Catalano, Chairman
Clarence Peyton, Vice Chairman
Mickey Cox, Member
Patsy Morris, Member
Ray Clarke, County Attorney
Barry Clark, County Administrator
Kim Ferrell, Acting Deputy Clerk
Tracy Morris, Finance Director

Absent was: Jeri Allen, Member

RE: EXECUTIVE SESSION

Upon motion by Mickey 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.

Contract Matters:

- Water and sewer
- Renovations - Rick Funk

Land Acquisition:

- Water and sewer
- Region Ten Community Services Board – Dr. Don Lewis

Personnel:

Various Appointments:

- Thomas Jefferson Area Community Criminal Justice Board
- JABA
- Planning Commission

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Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	Yes

Motion carried.

Upon motion by Clarence Peyton and affirmative vote, the Board returned to Open Session.

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	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:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	Yes

Motion carried.

The Chairman welcomed everyone to the meeting and announced that Jeri Allen was absent tonight.

RE: REQUEST FROM THE SHELTER FOR HELP IN EMERGENCY TO PROCLAIM
OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH

The Chairman summarized the proclamation to pronounce October as Domestic Violence Awareness month.

Upon motion by Mickey Cox and affirmative vote, the Board adopted the proclamation realizing October as Domestic Violence Awareness Month. (Attachment "A")

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	Yes

Motion carried.

RE: RESOLUTION TO REQUEST THAT VDOT CONVERT THE EXISTING FLASHING
TRAFFIC SIGNAL AT THE INTERSECTION OF THE ROUTE 33 BYPASS AND
ROUTE 622 TO A FULLY FUNCTIONAL SIGNAL

The Chairman read the resolution prepared by staff requesting that VDOT convert the existing flashing traffic signal at the intersection of the Route 33 Bypass and Route 622 to a fully functional traffic signal due to the concerns for the safety of our citizens and our students because of the severe traffic congestion before and after school.

Upon motion by Mickey Cox and affirmative vote, the Board adopted the above referenced resolution. (Attachment "B")

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	Yes

Motion carried.

RE: MR. MICHAEL SANTUCCI TO PROVIDE UPDATE AND ACCOMPLISHMENT
REPORT ON FORESTRY RELATED ACTIVITIES

Mr. Michael Santucci, Area Forester with the Virginia Department of Forestry, was present to address the Board as to the recent activities of the Department of Forestry. He explained to the Board that the forest resource base, which is a high priority within Greene's Comprehensive Plan, was becoming a decreasing trend for the County. Within the last decade, Greene County has lost about four percent of the forest resource base. Also, besides the fact that it's decreasing in size, the forest resource base is also becoming very fragmented, which makes it more difficult to practice good forest management. Mr. Santucci explained that Greene's population was growing very rapidly. Currently, according to the proximity pressure studies, there are approximately 111 people per square mile. The higher the population density, the less there is the likelihood to practice agriculture, forestry and the traditional rural lifestyles. Greene County has only a twenty-five percent possibility of practicing this lifestyle. Mr. Santucci further stated that Greene County has lost seventeen thousand acres of timberland since 1992.

Mr. Santucci told the Board that he was available to answer any questions that they may have in the future.

The Board thanked Mr. Santucci for his presentation.

RE: MR. DAVE MANNING TO PRESENT STORM READY CERTIFICATION

Mr. Dave Manning of the National Weather Service was present to present the Board with Greene County's Storm Ready Certification. He stated that Greene County was the first County in Central Virginia to obtain this certification.

He explained to the Board that the United States is the most severe weather prone country in the world. The Storm Ready program was developed by the National Weather Service to help communities to better address the threats of severe weather and to recover more quickly from it. It helps community leaders and emergency managers to strengthen their local safety programs. He told the Board that, because of population, Greene County had to meet some of the most stringent standards of the program. He said that Greene had to have multiple ways to receive a severe weather warning, many ways of disseminating that warning back out to the public, and also has to be continually monitoring weather throughout the County.

The Chairman thanked Mr. Manning for attending the meeting tonight.

RE: CONSIDERATION OF PROPOSALS FOR MOWING SERVICES

Mr. Barry Clark, County Administrator, explained that the County recently accepted proposals for mowing services for County property. He said that the bids were to be given separately on the different areas of the properties due to the fact that some would require more attention than others.

Mr. Clark stated that the lowest acceptable bid was D&D Lawn Care. He said that Steve Borders, Deputy County Administrator, was to oversee the work.

The Chairman said that this is part of some of the discussions that took place during the budget process regarding privatizing as many services as possible in order to make things more efficient for the tax payers dollars with a net/net savings rather than having staff do the work, buy the equipment, etc.

Upon motion by Mickey Cox and affirmative vote, the Board accepted the bid submitted by D&D Lawn Care to assume the mowing services for County properties.

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	Yes

Motion carried.

RE: AMEND RULES OF ORDER TO CHANGE THE BEGINNING OF REGULAR MEETING TO 5:30 P.M.

Upon motion by Mickey Cox and affirmative vote, the Board agreed to amend the Rules of Order to show that the regular meeting of the Board of Supervisors will begin at 5:30 p.m.

(Attachment "C")

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	Yes

Motion carried.

RE: MATTERS FROM THE PUBLIC

APPEARANCE OF BUILDINGS AND GROUNDS

Mrs. Jean Blakey was present to express her concerns regarding the appearance of the Greene County Courthouse, as well as other County buildings and grounds. The Chairman directed the County Administrator to have staff look into these issues.

BLIND DRIVE ON SPOTSWOOD TRAIL

Mr. Tony Rugo was present to express his concerns regarding the lack of cooperation that he was receiving from VDOT. He is building a new home on Spotswood Trail (Route 33) between the shopping center and the entrance to the Route 33 Bypass. The driveway that he must use to access his property does not have adequate sight distance to allow him to exit safely. He explained to the Board that, just recently, he pulled out of his driveway in front of a motorcycle, causing the motorcycle to wreck. He has asked VDOT for some kind of assistance, but has received no help.

The Chairman suggested that Mr. Rugo attend the quarterly meeting with VDOT on October 12, 2006, so that he may personally address the Resident Administrator and get a direct answer as to why nothing is being done.

TIME BASED ZONING

Mr. Gary Lowe commended the Board for the actions that they've taken to start managing the growth in the County. He said that he was sorry that he'd missed the workshop meeting held by the Board regarding this issue, but that he'd heard it was a good one. He said

that he wanted the Board to consider adopting the time based zoning and also, later, the rural residential zoning.

TIME BASED ZONING

Neil Williamson, of the Free Enterprise Forum, was present to provide some constructive criticism to the Board regarding the workshop meeting that was held on time based zoning. He said that he felt that presentation lacked objectivity.

He asked that the Board direct staff to generate staff reports that objectively deal with the issues in this debate. Also, they should provide recommendations based on the facts presented within the staff reports.

The Chairman said that he wanted to schedule another workshop when Mrs. Allen was back.

RE: CONSENT AGENDA

Upon motion by Clarence Peyton and affirmative vote, the Board approved the following items on the consent agenda:

- a. Approval of minutes.
- b. Resolution to accept and appropriate \$25,364 in state funds from the Department of Criminal Justice Services for Victim Witness Grant. (Attachment "D")
- c. Resolution to accept and appropriate \$15,600 in state funds from the Department of Motor Vehicles for the DMV DUI Patrol Grant. (Attachment "E")
- d. Resolution to accept and appropriate 1,462.50 in state funds from the Office of the Attorney General for the TRIAD Crime Prevention for Seniors Grant. (Attachment "F")
- e. Mutual aid agreements with Madison County and Orange County. (Attachment "G")

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Absent
	Mickey Cox	-	Yes
	Patsy Morris	-	Yes

Motion carried.

RE: OTHER MATTERS FROM THE BOARD

CELT ROAD

Mr. Cox questioned whether or not the County Administrator had received an answer back from VDOT in regards to the traffic study that was requested on Celt Road. The County Administrator said that the new Resident Administrator has just come on board with VDOT. Mr. Cox asked the County Administrator to contact the Resident Administrator and update him on the current issues so that he can prepared to answer those complaints.

PERSONAL PROPERTY TAX BREAK FOR THE DISABLED

Mrs. Pat Morris asked that the Board look into the feasibility of allowing a tax break on personal property for the disabled.

The Chairman asked that staff conduct that feasibility study.

INVESTIGATOR LES CASH

The Chairman read aloud a letter from the County Administrator to Investigator Les Cash, Greene County Sheriff's Office, congratulating him for being awarded three Citizen Lawmaker awards by Delegate Rob Bell. (Attachment "F")

TIME BASED ZONING

The Chairman advised that the Board look over the new information from staff on time based zoning until the next Board meeting when he will schedule a workshop for further discussion.

RE: COUNTY ADMINISTRATOR'S REPORT

Mr. Barry Clark, County Administrator, reported the following issues:

Extension Agent

- Position advertised again.

Recreation Park

- Trees pulled over to block access and sign has been posted.

Zip code for Barboursville

- Virgil Goode also requested Postal Service to conduct a customer survey – waiting for response.

Staff Meetings

- Next staff meeting – Thursday, September 28, 2006 at 9:00 a.m.

Mayors and Chairs Meeting

- Attended meeting with Steve Catalano on Friday, September 22

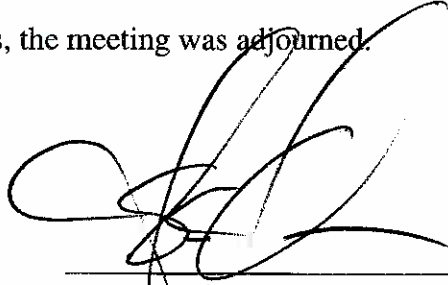
VDOT

- Spoke with new VDOT Resident Administrator, Allan Sumpter - Forwarded list of ongoing concerns/issues – will be on agenda for October 10 meeting.
- Commonwealth Transportation Board meeting on October 25 in Culpeper – consider inclusion of projects in FY 2008-2013 Six Year Improvement Program.

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RE: ADJOURN MEETING

As there was no further business, the meeting was adjourned.

A handwritten signature in black ink, appearing to read 'Steve Catalano', written over a horizontal line.

Steve Catalano, Chairman
Greene County Board of Supervisors

Attachment "A"

Proclamation

Domestic Violence Awareness Month

WHEREAS, Violence against women, children, and men continues to become more prevalent as a social problem in our society; and

WHEREAS, In 2005 in the Commonwealth of Virginia, domestic violence programs offered 208,708 safe nights of shelter to women, children and men; 24-hour intervention and referrals in response to 72,134 hotline calls; and 106,995 hours of counseling and advocacy to families; and

WHEREAS, In 2005, the Shelter for Help in Emergency offered 4,514 safe nights of shelter to women, children and men; 24-hour intervention and referrals in response to 1,080 hotline calls; and 2,528 hours of counseling and advocacy to families; and

WHEREAS, The problems of domestic violence are not confined to any group or groups of people but cross all economic, racial and societal barriers, and are supported by societal indifference; and

WHEREAS, The crime of domestic violence violates an individual's privacy, dignity, security, and humanity, due to systematic use of physical, emotional, sexual, psychological and economic control and/or abuse, with the impact of this crime being wide-ranging; and

WHEREAS, In our quest to impose sanctions on those who break the law by perpetrating violence, we must also meet the needs of victims of domestic violence who often suffer grave physical, psychological and financial losses; and

WHEREAS, It is victims of domestic violence themselves who have been in the forefront of efforts to bring peace and equality to the home; and

WHEREAS, The Shelter for Help in Emergency commemorates its 27th year of providing unparalleled services to women, children and men who have been victimized by domestic violence;

NOW THEREFORE, BE IT PROCLAIMED, In recognition of the important work being done by the Shelter for Help in Emergency, the Greene County Board of Supervisors does hereby proclaim the month of October 2006 as **DOMESTIC VIOLENCE AWARENESS MONTH** and urge all citizens to actively participate in the scheduled activities and programs sponsored by the Shelter for Help in Emergency, and to work toward the elimination of personal and institutional violence against women, children, and men.

Adopted in Open Meeting this 26th day of September, 2006.

Attachment "B"

RESOLUTION

WHEREAS, the Greene County Board of Supervisors has received numerous complaints regarding traffic congestion at the intersection of Route 33 Bypass and Route 622; and

WHEREAS, this is a busy intersection, especially during the time period when school is opening and closing, and is the main route used by novice high school drivers; and

WHEREAS, the School Resource Officer is being utilized during peak periods from approximately 7:40 a.m. to 8:10 a.m. and 3:00 p.m. to 3:30 p.m. each day to direct traffic which in turn keeps him from other assigned duties; and,

WHEREAS, safety concerns include the stacking of vehicles in the median; traffic on Celt Road backing up into Route 33; and the right turn lane onto Celt Road being too short to accommodate traffic; and

WHEREAS, the Greene County Board of Supervisors recognizes this intersection as a very dangerous area, is extremely concerned with the safety and welfare of all motorists passing through this intersection, and has relayed this safety concern to VDOT through various correspondence and resolutions in the past;

NOW THEREFORE BE IT RESOLVED by the Greene County Board of Supervisors to request the Virginia Department of Transportation to conduct a traffic study at the intersection of Route 33 Bypass and Route 622 as soon as possible; and

BE IT FURTHER RESOLVED by the Greene County Board of Supervisors to request the Virginia Department of Transportation give due consideration to the conversion of the existing flashing traffic signal to a fully functional traffic signal to alleviate traffic congestion and make this intersection as safe an area as possible for all motorists.

Adopted in Open Meeting this 26th day of September, 2006.

Attachment "C"

RULES OF ORDER

1. There will be a regular monthly meeting on the second Tuesday of each month at 5:30 p.m. and continued meetings on the fourth Tuesday of each month at 5:30 p.m. A yearly calendar will be developed.
2. Items requested to be on the agenda must be submitted in writing eight (8) working days prior to the meeting to allow for distribution of agenda to the media and for circulation of packet to the board members. All correspondence addressed to the Chairman and/or to Board Members, that is included in the Board packet, must provide a telephone number and a return address. Individuals and/or departments wishing to provide information to the Board after the stated deadline will be required to mail such information directly to the mailing addresses of individual Board Members with a copy to the County Administrator's Office.
3. The Chairman and the County Administrator will set the agenda for meetings.
4. The Board will not address questions or issues raised by citizens at the meeting unless the item is already on the agenda or listed under matters from the public. Persons wishing to appear before the Board are directed to contact the County Administrator or Board Clerk, to be placed on the agenda.
5. Matters from the public will be heard directly preceding the consent agenda. Procedures for matters from the public are as follows:
 1. Speakers must sign up prior to the beginning of the meeting, stating their name, address, phone number and topic of concern on a sheet placed at the doorway of the meeting room.
 2. Speakers are allowed one (1) minute of time or longer based on Chairman's discretion.
 3. Speakers must adhere to the topic stated on the sign-up sheet.
 4. Chairman will monitor/control time and conduct during this period.
6. The Board will follow the procedure of taking no action on items introduced at the table under the category of other matters from the board members or the County Administrator. If an item is presented for the first time during the course of business by board members or the County Administrator, any action will be deferred until the next meeting of the Board. Exception will be made by unanimous consent of the Board.
7. The consent agenda for approval of minutes and other routine matters will be considered just prior to other matters from the Board.
8. No Board member shall abstain from any vote unless there is a conflict of interest.
9. Motion on the floor will die for lack of a second.
10. Supplemental appropriation requests of local funds will require a second reading by the Board.

11. The Board encourages citizens to work through problems at the department and/or administrative levels before coming to the Board.
12. Board meetings should not be used as a forum for political activity or campaigning.
13. Board members will follow the procedure of communicating directly with the County Administrator and/or the Chairman of the Board on all County matters whenever possible.
14. The Board will focus on issues and avoid making public comments about individuals, staff members, fellow board members, community residents or media representatives.
15. Each Board member understands that personnel matters are to remain confidential and that it is the obligation of the Board and its membership to protect the privacy of the individual.
16. In responding to questions from the media and citizens, Board members should not speak for the entire Board without authorization or make any comment on executive session matters as pursuant to Section 2.1-344 of the Code of Virginia. The media should be referred to the Chairman or the County Administrator regarding any official action of the Board.
17. Public hearings are held as required to receive community input and citizen comment. Sign-up sheets will be made available for those who wish to address the Board. Time limits will normally be set for each speaker. Typically each speaker will be allocated from three to five minutes during public hearings and forums, depending on the number of speakers to address the Board and the time available.
18. The Board meeting will be adjourned by 10:30 p.m. unless there is a majority vote of the Board to address other items of business.
19. The Board will adopt rules of procedure for the current year at its January reorganizational meeting or other such time as the Board may deem appropriate.
20. Should questions arise regarding issues of parliamentary procedure, the Board will be guided by the procedures outlined in Roberts Rules of Order.

**RESOLUTION TO ACCEPT AND APPROPRIATE TWENTY FIVE THOUSAND
THREE HUNDRED SIXTY-FOUR DOLLARS FOR THE VICTIM WITNESS GRANT**

WHEREAS, the County of Greene has been awarded a grant from DCJS for a Victim Witness Director; and

WHEREAS, the funds in the amount of twenty five thousand seven hundred sixty-four dollars (\$25,364) will need to be appropriated to the appropriate line item in the 2006-2007 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 twenty five thousand seven hundred sixty-four dollars (\$25,364) be appropriated to the 2006-2007 budget of the County of Greene.

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 26th day of September 2006.

Attachment "E"

RESOLUTION TO ACCEPT AND APPROPRIATE FIFTEEN THOUSAND SIX HUNDRED DOLLARS FOR THE DMV DUI PATROL GRANT

WHEREAS, the County of Greene has received funding from the Department of Motor Vehicles for a DUI Patrol Grant; and

WHEREAS, the funds in the amount of fifteen thousand six hundred dollars (\$15,600) need to be appropriated to the appropriate line item in the 2006-2007 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 fifteen thousand six hundred dollars (\$15,600) be appropriated to the 2006-2007 budget of the County of Greene.

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 26th day of September, 2006.

Attachment "F"

**RESOLUTION TO ACCEPT AND APPROPRIATE ONE THOUSAND FOUR
HUNDRED SIXTY TWO DOLLARS AND FIFTY CENT FOR THE TRIAD CRIME
PREVENTION FOR SENIORS GRANT**

WHEREAS, the County of Greene has received funding from the Office of the Attorney General for a TRIAD Crime Prevention for Seniors Grant; and

WHEREAS, the funds in the amount of one thousand four hundred sixty two dollars and fifty cent (\$1,462.50) need to be appropriated to the appropriate line item in the 2006-2007 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 one thousand four hundred sixty two dollars and fifty cent (\$1,462.50) be appropriated to the 2006-2007 budget of the County of Greene.

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 26th day of September, 2006.