

March 11, 2008

County of Greene, Virginia

THE REGULAR MEETING OF THE GREENE COUNTY BOARD OF SUPERVISORS WAS HELD ON TUESDAY, MARCH 11, 2008 AT 5:30 P.M. IN THE COUNTY MEETING ROOM.

Present were: Steve Catalano, Chairman
Clarence Peyton, Vice Chairman
Jeri Allen, Member
Carl Schmitt, Member
Mike Skeens, Member
Ray Clarke, County Attorney
Barry Clark, County Administrator
Kim Morris, Deputy Clerk
Tracy Morris, Finance Director

RE: EXECUTIVE SESSION

Upon motion by Clarence Peyton 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
- Courthouse
- Grants

Land Acquisition:

- Water and sewer

Personnel:

- Rules of Order

Various Appointments:

- Parks and Recreation Advisory Committee

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

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

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	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:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

RE: APPOINTMENTS TO PARKS AND RECREATION ADVISORY COMMITTEE

Upon motion by Carl Schmitt and unanimous vote, the Board appointed Mr. Dale Herring and Mr. Aaron Gilbert to the Parks and Recreation Advisory Committee.

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

RE: AWARD CONTRACT – WELL NO. 1

Upon motion by Clarence Peyton and unanimous vote, the Board awarded the contract for the development of Well No. 1 for Greene County Water Distribution to WW Associates for a fee of \$34,500.

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	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 – KINVARA PROPERTIES LLC

Mr. Bart Svoboda, Zoning Administrator, said new proffers were received last week. A letter received from VDOT said the proffers are unclear and there are outstanding issues that need to be worked on. Also, a deferral request was received from Kinvara to allow time to address transportation issues.

Upon motion by Jeri Allen and unanimous vote, the Board deferred the request from Kinvara Properties, LLC to rezone from B-1, B-2, Business and R-2, Residential to PUD, Planned Unit Development, a 38.00 acre tract and a 1.04 acre tract located on Seminole Trail/Cedar Grove Road/Deerfield Drive/Buck Drive and identified on County Tax Maps as 66-(A)-6 & 6C (RZ#07-002) to the meeting on Tuesday, May 13, 2008.

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

RE: PUBLIC HEARING – SIGN REGULATIONS

Mr. Bart Svoboda, Zoning Administrator, reviewed the proposed revisions to the Greene County Zoning Ordinance – Article 14 – Sign Regulations (and all other applicable articles) (OR#07-010)

The application is to amend various sections of the text of the Zoning Ordinance for purposes of correction, modification and elaboration of district and general regulations. Amendments are proposed for clarification of intent, addition of definitions and correction of inconsistencies. The proposed revisions would assist staff and citizens with design, review, installation and maintenance of signs.

The Chairman opened the floor for public comment.

Mr. Robbie Morris, owner of Performance Signs, expressed concern regarding non-conforming signs and questioned what will happen if an existing sign is damaged. He felt a waiver provision would give staff and the Board of Zoning Appeals a way to approve special circumstances. He also agreed with lowering the fee for fund raising banners and suggested the process for such permit be streamlined. Mr. Morris also suggested reducing the \$50 fee for re-facing of a sign as the structure of sign is not changed. He asked the Board to delay action on this for another thirty days to allow for additional review.

Mr. Mark Simpson said Route 29 is marred by hideous billboards and suggested regulation of political signs and yard sale signs. He also suggested English only signs be required.

Mrs. Andrea Wilkinson questioned the enforcement of regulations and asked about fines imposed.

Mr. Neil Williamson spoke on banners used by schools and churches and said it is important not to prohibit such signs. He felt the revision is a huge advancement in looking at signs.

As there were no further comments, the public hearing was closed.

Board member Jeri Allen questioned a waiver for replacement and roof signs. Mr. Svoboda said the way the ordinance is currently written, a waiver is not provided for.

In response to a question by Mrs. Allen, Mr. Svoboda noted a zoning violation is a criminal offense and even though fines are not specifically addressed, appropriate legal steps will be taken to ensure or motivate compliance. Board member Mike Skeens asked who will enforce the regulations. Mr. Svoboda said the Zoning Officer, who will start on March 31, will be in charge of enforcement

Vice Chairman Clarence Peyton asked if there is a grandfather clause for existing nonconforming signs. Mr. Svoboda said the signs should become conforming over time. In regards to the fee, it was noted \$50 is the minimum for zoning applications.

Mr. Svoboda said the regulations would not prohibit free speech signs. Mr. Schmitt questioned the size of signs. Mr. Svoboda said the size limitation would refer back to the rules for the particular district. Mr. Schmitt felt the regulations are too liberal for temporary signs.

Mr. Svoboda gave a brief history of the billboards on Route 29. At that time, billboards were permitted according to federal regulations. The Ordinance was later changed to prohibit billboards.

The Chairman agreed with the change in the fee and with the correction of language. He noted the Schools are a government entity and School signs should be exempted as an authorized government sign.

Upon motion by Jeri Allen and unanimous vote, the Board approved the proposed revisions to the Greene County Zoning Ordinance – Article 14 – Sign Regulations (and all other applicable articles (OR#07-010) with following changes:

- Reduce temporary sign fee to \$10
- Add two signs for double frontage lots
- Add A-frame signs to temporary signs
- Correct all typographical errors

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

RE: RECESS

The Chairman called a five minute recess.

RE: REGIONAL JAIL

Mr. Lee Estes and Sheriff Scott Haas, representatives on the Central VA Regional Jail Board, were joined by Mr. Willie Harper, Vice Chairman of the CVRJ Board and member of the Louisa County Board of Supervisors, to discuss the FY 09 budget.

Mr. Harper gave a brief presentation on the history of the Regional Jail and additions made to the facility. He noted legislation is being considered that could potentially shift a larger share of the cost back to the localities. He also noted that as the general population of localities increases so does the inmate population.

It is projected that Greene County's share of the increases in FY 09 will be approximately \$333,022.69. This does not include a 2% proposed increase for personnel. Greene County's percentage is 15.24%. Loss of the federal contract could cost approximately \$2 million.

Mr. Harper discussed possible expansion of the facility. A study has been completed recommending construction be completed in 4 phases. Phase 1 and 2 construction costs are estimated at \$10,000,000. Options include continuing with the current method of allocation of expenses or the formation of an authority. Such an authority could borrow money with no obligation by the five member localities.

Mr. Schmitt asked about the capacity of the facility. Mr. Harper said the bed capacity is for 400 but noted beds for individuals serving time on weekends must be allowed for.

Mr. Peyton said he understands the general consensus of the counties is to plan for the Phase 1 expansion to accommodate federal inmates in order to continue receiving those revenues. The best option looks like the development of an authority for borrowing power.

In response to a question, Mr. Harper said the Jail is required to guarantee 150 beds for federal inmates and the facility can accept more if space allows. Other accommodations must be secured at the expense of the Jail if the facility cannot provide necessary space for federal inmates.

Mr. Ray Clarke asked about the income stream for the authority. Mr. Harper said the localities would fund the program through the authority.

The Chairman thanked Mr. Harper, Mr. Estes and Sheriff Haas for attending the meeting.

RE: PROCLAMATION – THE BIG READ

Upon motion by Jeri Allen and unanimous vote, the Board approved the proclamation regarding “The Big Read” program at Jefferson-Madison Regional Library. (See Attachment “A”)

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

RE: MATTERS FROM THE PUBLIC

There were no matters from the public.

RE: CONSENT AGENDA

Upon motion by Carl Schmitt and affirmative vote, the Board approved the minutes of the February 26, 2008 meeting as corrected.

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Abstained
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

Mrs. Allen abstained as she was not present at the February 26 meeting.

RE: SHERIFF'S OFFICE - PURCHASE OF CAMERA EQUIPMENT AND GRANT APPLICATION

Mrs. Tracy Morris, Finance Director, reviewed the request from the Sheriff's Office to enter into a five year lease agreement for the installation of a video surveillance system at a cost of \$57,955. Funds are included in the FY 2009 budget request for repair of equipment but the Sheriff is requesting the equipment be replaced rather than repaired. It will cost more to repair than to replace equipment with an upgraded system which would include additional security for the building.

Mr. Peyton asked if this is in the budget. Mrs. Morris said this is not budgeted for in the current year but is included in the upcoming budget request. Sheriff Haas said the urgency in replacing the equipment is due to security issues.

It was noted the equipment will be covered by warranty for the first year and the Sheriff has indicated he would not purchase an additional service agreement.

It was the consensus of the Board to discuss this request further during the budget workshop meeting on Wednesday, March 19.

GRANT APPLICATION

Sheriff Haas was present to request permission to apply for a Byrne Grant. The grant would cover the purchase of five terminals for use by deputies. The local match required is \$12,500.

Sheriff Haas said the County is not obligated to accept the funds if the grant is approved. He did not think declining the grant would hurt the County's standings.

The Chairman noted there would be additional costs associated with the program such as maintenance and continuation.

It was the consensus of the Board to authorize the Sheriff to make application for this grant.

RE: OTHER MATTERS FROM THE BOARD

Mr. Schmitt said the Thomas Jefferson Planning District Commission recently held a round table discussion on reimbursement for emergency services. A copy of information from Nelson County was provided for review by board members.

Mr. Schmitt also provided the Board with copies of the Secondary Street Acceptance Requirements for review.

Mr. Schmitt said legislation regarding cash proffers was not enacted and the re-benchmarking formula for schools was rejected by the Senate

Vice Chairman Clarence Peyton suggested the Board request cost estimates for maintenance and upkeep of the County Administration Building.

It was the consensus of the Board to direct the County Administrator to respond to a letter received from Jerry Bortner, Mayor of the Town of Stanardsville, regarding the restriction of truck traffic.

The Chairman noted the radio system upgrade has been re-advertised with bids being due on March 31. Three vendors attended the pre-bid meeting.

The Chairman said meetings have been held with the Rescue Squad, Ruckersville Fire Department and Stanardsville Fire Department regarding the CIP. .

Mr. Schmitt suggested the Board review the "Northern VA" approach to the cash proffer policy. Mr. Svoboda distributed information on the comparison of high growth and old conditional zoning.

The Chairman suggested the Board discuss this further during the revision of the CIP.

Mrs. Allen said she, Mr. Clark and Mr. Schmitt will be attending a conference on housing this Thursday.

Mrs. Allen commented on the removal of the swimming pool from the lot at the corner of Route 33 and Route 29 and requested that the storage tanks be removed also.

RE: RECREATION PARK

The County Administrator requested authorization to have the debris from the timber harvesting cleaned up. Mr. Peyton asked who would be in charge of that project. Mr. Schmitt suggested the contractor be told to clean up the area but do no more damage.

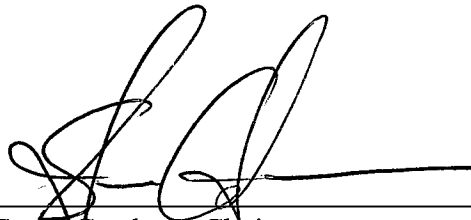
Upon motion by Clarence Peyton and unanimous vote, the Board authorized the County Administrator to contract for clean up at the Park with the cost to not exceed \$10,000.

Recorded vote:	Steve Catalano	-	Yes
	Clarence Peyton	-	Yes
	Jeri Allen	-	Yes
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

RE: CONTINUED MEETING

The Board meeting was continued to Tuesday, March 25, 2008 at 5:30 p.m. in the County Meeting Room.



Steve Catalano, Chairman
Greene County Board of Supervisors

THE BIG READ 2008: To Kill a Mockingbird

Proclamation from Greene County

WHEREAS, THE BIG READ is designed to restore reading to the center of American culture and provides our citizens with the opportunity to read and discuss a single book within our community; and

WHEREAS, the Jefferson-Madison Regional Library invites all book lovers to participate in THE BIG READ that will be held throughout the months of March and April 2008. The Library's goal is to encourage all residents of Central Virginia to read and discuss TO KILL A MOCKINGBIRD by Harper Lee during this time; and

WHEREAS, TO KILL A MOCKINGBIRD is the rare American novel that can be discovered with excitement in adolescence and reread into adulthood without fear of disappointment; and

WHEREAS, the Library is partnering with the Virginia Foundation Center for the Book in THE BIG READ which is an initiative of the National Endowment for the Arts in partnership with the Institute of Museum and Library Services, and Arts Midwest;

NOW, THEREFORE, be it resolved that the Greene County Board of Supervisors proclaims THE BIG READ during March and April 2008 and encourages all residents to read TO KILL A MOCKINGBIRD during this time.

Adopted in Open Meeting this 11th day of March, 2008.



Steve Catalano, Chairman
Greene County Board of Supervisors