

February 10, 2009

County of Greene, Virginia

THE REGULAR MEETING OF THE GREENE COUNTY BOARD OF SUPERVISORS WAS HELD ON TUESDAY, FEBRUARY 10, 2009, AT 5:30 P.M. IN THE COUNTY MEETING ROOM.

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

Absent: Jeri Allen, Member

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
- Security
- Finance

Land Acquisition:

- Water and Sewer

Legal:

- None

Personnel:

- Inspections

Various Appointments:

- Board of Zoning Appeals
- Economic Development Authority
- Thomas Jefferson Planning District Commission

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

Motion carried.

RE: THOMAS JEFFERSON PLANNING DISTRICT COMMISSION

Upon motion by Carl Schmitt and affirmative vote, the Board appointed Mrs. Andrea Wilkinson to the Thomas Jefferson Planning District Commission.

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

Motion carried.

RE: OPEN MEETING

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

RE: PROCLAMATION – “THE BIG READ”

Upon motion by Carl Schmitt and affirmative 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	-	Absent
	Carl Schmitt	-	Yes
	Mike Skeens	-	Yes

Motion carried.

Mrs. Deborah Willenborg, representative on the Jefferson-Madison Regional Library Board, was present to briefly discuss “The Big Read” program.

RE: AMENDED REGIONAL JAIL AGREEMENT

Mr. Ray Clarke, County Attorney, said he did not have any objections to the amendments as proposed. Mr. Lee Estes, representative on the Central VA Regional Jail Board, briefly reviewed the amended agreement.

Upon motion by Carl Schmitt and affirmative vote, the Board approved the amended Regional Jail Agreement as proposed. (See County Administrator’s Office for agreement)

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

Motion carried.

RE: RIVANNA RIVER BASIN COMMISSION – GRANT FOR RECREATION PARK

Ms. Leslie Middleton, staff person for the Rivanna River Basin Commission, was present to give a short summary of activities of the Rivanna River Basin Commission and discuss a grant opportunity from the National Fish and Wildlife Foundation for the Greene County Recreation Park.

The RRBC has determined a primary threat to the health of the Rivanna Basin and has identified a series of strategies to manage storm water volumes and quality intended to address the impacts of this threat. These strategies include the incorporation of storm water best management practices (BMPs) that recharge groundwater, reduce silt and improve water quality in development, redevelopment, and retrofits to existing properties. Meetings with builders/developers to discuss storm water regulations will be scheduled.

A grant opportunity through the National Fish and Wildlife Foundation is available which will require no outlay of funds from the County. The proposal includes storm water retrofits (biofiltering and rainwater harvesting) at the County Park and additional support by the Commission to work with staff in developing workshops, outreach, and incentive programs.

Upon motion by Carl Schmitt and affirmative vote, the Board approved the application by the Rivanna River Basin Commission for a grant from the National Fish and Wildlife Foundation for storm water management at the Greene County Recreation Park.

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

Motion carried.

RE: VACo – STATE BUDGET RESOLUTION

The Board discussed the resolution proposed by the Virginia Association of Counties regarding the state budget.

It was the consensus of the Board to approve and support the resolution as proposed by the Virginia Association of Counties. (See Attachment “B”)

RE: RULES OF ORDER

Vice Chairman Clarence Peyton withdrew his earlier recommendation regarding the rotation of the position of Chairman. Board member Carl Schmitt felt the rotation would be a good idea.

After further discussion, it was the consensus of the Board to make no change to the Rules of Order at this time.

RE: MATTERS FROM THE PUBLIC

ANIMAL CONTROL

Mr. Tom Burgess was present to discuss the problem his mother-in-law is experiencing with dogs in her yard. He asked the Board to consider a leash law in residential areas.

Mr. Barry Clark, County Administrator, said research has indicated the majority of localities limit the leash law to residentially zoned areas with an exemption during hunting season (November, December, January). Discussion of enforcement followed.

It was the consensus of the Board to proceed by having staff draft an ordinance for the leash law in residential areas for review.

GOVERNMENT

Mr. Roger Schweikert spoke on the size of the local government and the stimulus bill passed today. The burden on businesses needs to be reduced. He suggested changes that could be made to the education system including removing some administrative and managerial positions.

RE: CONSENT AGENDA

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

- a) Minutes of January 13, 2009 meeting.
- b) Resolution to accept and appropriate \$40,000 in Virginia Domestic Violence Victim Funds for the Commonwealth's Attorney office. No local funds are required. (See Attachment "C")

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

Motion carried.

RE: OTHER MATTERS FROM THE BOARD

Mr. Schmitt said the Thomas Jefferson Planning District Commission is still looking for an Executive Director.

Mr. Schmitt said the grant request for the Recreation Park was submitted to Lowe's and the Park Road project should begin shortly with completion by April 4.

Mr. Schmitt developed a report in response to questions from citizens regarding the use of recycled materials collected at the Solid Waste Facility.

Mr. Skeens noted he and the County Administrator attended a pre-budget session at the Library. He encouraged everyone to use the resources offered by the Library.

Mr. Skeens said he and Mr. Schmitt attended the open house at the Health Department. He said he was amazed at all the services the Health Department offers.

Mr. Peyton thanked Mrs. Tracy Morris, Finance Director, for her work on the budget. He said he and Mr. Schmitt have been reviewing financial information and spent some time with the Treasurer. Mr. Peyton said this will be a tough time with the budget this year. The Board's objective should be to hold spending, decrease taxes as much as possible through the levy and find the best balance possible with these economic conditions. Mr. Schmitt agreed it is hard to make decisions when the State budget is unknown.

Mr. Peyton noted the Board has agreed that if there are any cuts this year after the finalized budget, then the departments will have to take the hit...not the taxpayers.

It was the consensus of the Board to have Mr. Schmitt and Mr. Catalano meet with Congressman Tom Perriello on Thursday, February 19.

RE: SHERIFF'S DEPARTMENT

Captain Randy Snead was present to request authorization to fill two vacant positions - Operations Manager for the 911 Center and a deputy position. These positions are vital to the public safety of the County. Crime increases with the economic downturn. There is a lengthy process to fill positions at the Sheriff's Department.

The Board discussed the vacancies and the need to fill both positions. There was discussion regarding the budget. Captain Snead noted a rule regarding idling has been put in place.

Mr. Skeens asked if the vacant deputy position creates overtime for other officers. Captain Snead noted he has a limited overtime budget and this is a problem every month.

Mr. Peyton suggested the Board defer action on this request until after the March 4 budget hearing.

After further discussion, it was the consensus of the Board to authorize the advertisement of both vacant positions with the understanding that neither position is to be filled until after the March 4 meeting.

RE: CONTINUED MEETING

The meeting was continued to Tuesday, February 24, 2009 at 5:30 p.m. in the County Meeting Room.

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

Steve Catalano, Chairman
Greene County Board of Supervisors

Jefferson-Madison Regional Library

201 East Market St. | Charlottesville, Virginia 22902 | 434.979.7151 ext. 211 | FAX 434.979.9728

THE BIG READ 2009: Their Eyes Were Watching God by Zora Neale Hurston

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 February and March 2009. The Library's goal is to encourage all residents of Central Virginia to read and discuss **Their Eyes Were Watching God** by Zora Neale Hurston during this time; and

WHEREAS, **Their Eyes Were Watching God** is a vibrant novel that breathes and bleeds a whole life's worth of urgent experience; 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; and is supported by the Art and Jane Hess Fund of the Library Endowment;

NOW, THEREFORE, be it resolved that I, Steve Catalano, Chairman of the Board of Supervisors of Greene County, proclaim THE BIG READ during February and March 2009 and I encourage all residents to read **Their Eyes Were Watching God** during this time.

RESOLUTION

Whereas, the County of Greene is committed to ensuring fiscal sustainability at the local and state levels of government because fiscal sustainability enables the Commonwealth and its local governments to provide high quality, cost effective, core public services that benefit Virginians today and for generations to come; and

Whereas, the current difficult economic and financial times require government, at all levels, to evaluate service delivery responsibilities and to determine the continued importance of programs meeting critical needs; and

Whereas, the Commonwealth must resolve an estimated 2009 and 2010 biennial revenue shortfall approaching \$3 billion that may in fact continue to escalate in the near term; and

Whereas, the County of Greene must resolve significant local revenue shortfalls for these periods as well; and

Whereas, the Commonwealth's General Fund supports most critical core government services including public education, health and human resources, including the Comprehensive Services Act, public safety, natural resources and environmental services by dedicating almost 50 percent of the state's General Fund to local governments (with 74 percent of this funding supporting K-12 public education); and

Whereas, if one level of government establishes and ensures a priority, it is then incumbent upon that level of government to adequately fund the services necessary to meet that priority; and

Whereas, the current economic environment threatens the sustainability of these critical core public services if the Commonwealth is required to reduce its contribution to the financial partnership between the state and its local governments including the County of Greene; and

Whereas, specific and necessary state budget reductions may impact a wide array of core public services, including but not limited to public education, the Comprehensive Service Act, and public safety, and many local governments, including the County of Greene, will absorb significant state reductions in 2009 and may be compelled to increase real property taxes to help ensure the continuation of vital core public services; and

Whereas, the County of Greene stands ready to partner with the Commonwealth to make the difficult budgetary decisions required, including thoroughly evaluating programs and working together to maintain a structural balance between revenues and expenditures that promotes the long-term viability of our Commonwealth.

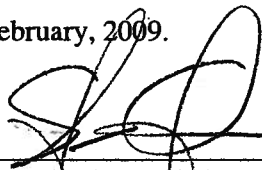
Now, therefore, be it resolved that the Board of Supervisors of the County of Greene respectfully offers the following budget and revenue recommendations for the 2009 legislative session to the Governor and Virginia General Assembly including the County of Greene's Delegates and Senators:

- Budget and appropriate sufficient withdrawals from the state's Revenue Stabilization Fund ("Rainy Day Fund") to help offset necessary state budget reductions. Global and national financial markets are imbalanced; consequently, Virginia is one of many states facing a significant state revenue shortfall. The Commonwealth is required to replenish the Fund when economic conditions improve, and the County of Greene supports recapitalizing the Fund in better economic times.
- Before budgeting and appropriating necessary state budget reductions, revisit recent state tax exemptions. Since the late 1990s the state has enacted more than \$1.8 billion in net biennial tax reductions and specific General Fund transfers.

- Oppose the enactment of new unfunded and under-funded state mandates that will impose new costs on local governments. Additionally, consider repealing specific, unfunded and under-funded state mandates. In the area of public education, the Governor and Virginia General Assembly should consider providing localities and school districts maximum flexibility to i) suspend specific mandates and ii) manage specific public education reductions.
- Enact a law authorizing equal taxing authority for counties. Counties should be enabled, like cities and towns, to institute specific taxes, including a meals tax without a referendum. The new sources of revenue would be tailored to the needs of a jurisdiction and could help local governments protect adequate funding for the core government services including K-12 public education, and reduce county dependence on property taxes.
- Consider additional possibilities for mitigating the impact of state cuts on local governments. Local governments will have to make significant cuts in services because of flat or decreasing real estate revenues. Permit local governments, at their option, to implement a one-half percent increase in the sales tax as a way to minimize the potential burden passed on to homeowners through increased real property taxes.

Furthermore, the County of Greene offers these recommendations in the spirit of compromise and partnership to the Governor and Virginia General Assembly including the County of Greene's Delegates and Senators.

Adopted in Open Meeting this 10th day of February, 2009.



Steve Catalano, Chairman
Greene County Board of Supervisors

RESOLUTION TO ACCEPT AND APPROPRIATE FORTY THOUSAND DOLLARS FOR THE VIRGINIA DOMESTIC VIOLENCE VICTIM FUND GRANT

WHEREAS, the County of Greene has been awarded a grant from DCJS for a Virginia Domestic Violence Victim Fund; and

WHEREAS, the funds in the amount of forty thousand dollars (\$40,000) will need to be appropriated to the appropriate line item in the 2008-2009 budget of the County of Greene, Virginia.

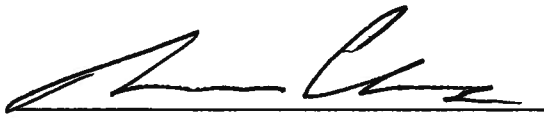
NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that forty thousand dollars (\$40,000) be appropriated to the 2008-2009 budget of the County of Greene.

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 22nd day of January 2009.



Steve Catalano, Chairman



Barry Clark, Clerk