

May 25, 2010

County of Greene, VA

THE CONTINUED MEETING OF THE GREENE COUNTY BOARD OF SUPERVISORS WAS HELD ON TUESDAY, MAY 25, 2010 AT 5:30 P.M. IN THE COUNTY MEETING ROOM.

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

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
- Reassessment

Land Acquisition:

- Water and Sewer

Legal:

- Pending Litigation

Personnel:

- Treasurer

Various Appointments:

- PVCC
- Piedmont Workforce Network Board

| | | | |
|----------------|-----------------|---|-----|
| Recorded vote: | Steve Catalano | - | Yes |
| | Clarence Peyton | - | Yes |
| | Jim Frydl | - | Yes |
| | Carl Schmitt | - | Yes |
| | Mike Skeens | - | Yes |

Motion carried.

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

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|----------------|-----------------|---|-----|
| Recorded vote: | Steve Catalano | - | Yes |
| | Clarence Peyton | - | Yes |
| | Jim Frydl | - | 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.

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|----------------|-----------------|---|-----|
| Recorded vote: | Steve Catalano | - | Yes |
| | Clarence Peyton | - | Yes |
| | Jim Frydl | - | Yes |
| | Carl Schmitt | - | Yes |
| | Mike Skeens | - | Yes |

Motion carried.

RE: PIEDMONT WORKFORCE NETWORK COUNCIL

Upon motion by Clarence Peyton and affirmative vote, the Board appointed Mr. Jim Frydl to the Piedmont Workforce Network Council.

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|----------------|-----------------|---|-----------|
| Recorded vote: | Steve Catalano | - | Yes |
| | Clarence Peyton | - | Yes |
| | Jim Frydl | - | Abstained |
| | Carl Schmitt | - | Yes |
| | Mike Skeens | - | Yes |

Motion carried.

RE: PIEDMONT VIRGINIA COMMUNITY COLLEGE

Upon motion by Jim Frydl and unanimous vote, the Board reappointed Dr. Lalia Bare to the Piedmont Virginia Community College Board.

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|----------------|-----------------|---|-----|
| Recorded vote: | Steve Catalano | - | Yes |
| | Clarence Peyton | - | Yes |
| | Jim Frydl | - | Yes |
| | Carl Schmitt | - | Yes |
| | Mike Skeens | - | Yes |

Motion carried.

RE: FRIED COMPANIES, INC. – MONROE HEIGHTS SUBDIVISION

Mr. Steve Jones, representative of Fried Companies, Inc., was present to discuss the request for a certificate of convenience and necessity for private community water and septic systems for Monroe Heights Subdivision. He introduced Mr. Don Hearl, VP of ESS, Ltd., and Mr. Ray Freeland, of Freeland Engineering.

The Monroe Heights development will have a community water system with community wells and community sewage disposal system in the R-1 zoned section which includes 73 lots.

The remaining 20 lots in the A-1 zoned section would have private wells and septic systems. Public water and public sewer are not available.

The developer plans to file applications with the Virginia State Corporation Commission for certificates of public convenience and necessity under the Utility Facilities Act. Approval by the Board of Supervisors is required before any hearing or approval is granted by the SCC.

Mr. Don Hearl spoke on the type of system proposed which is fairly simple so there's not much that could fail. He reviewed the system starting at the house to the field. Mr. Freeland spoke on the actual design of the system. Two houses will be hooked up to a central tank. The effluent will flow by gravity to a central collection tank where a duplex pump will send it to the treatment unit. There the effluent will go through the treatment process and into another 10,000 equalization tank. Then it will be distributed to the drain fields.

Mr. Jones said the Monroe Heights Water and Sewer Company will be established. They will either hire a company to run the system or possibly sell it. It will not be turned over to a homeowners association. The company will be a separate entity which will be, basically, a service authority.

The system will have generator backups in case of a power failure. There is a similar system in operation in Fauquier County.

Mr. Schmitt said this is interesting technology and noted the County has an existing service authority. The County has constructed a substantial treatment facility for public sewer. He said he could not see how it helps the County to setup small service authorities to compete with the existing one. The existing services need to be used. It has all necessary conditions to be used in subdivision development such as this. Mr. Schmitt said his view would be that the need is not present in this case.

Mr. Frydl agreed with Mr. Schmitt and said he was not aware that RSA had changed their initial statement from the original submission indicating public sewer service was available.

Mr. Jones referred to a letter from Mr. Herb White, WW Associates, indicating public water and public sewer would not be available for this development.

Mr. Frydl said he does not want to compete with the existing authority and felt additional information is needed.

The Chairman noted RSA has jurisdiction in the Stanardsville area. The County's jurisdiction ends at the water tower on Route 33.

Mr. Ken Lawson said, initially, RSA said sewer could be done. Then the County said no. The latest information came from Mr. White. He did not feel this would be in competition with RSA since RSA has indicated they have no interest in managing private water and sewer systems.

Mr. Schmitt said RSA has an interest in managing the public water and sewer systems that the County has and that it is what the Board wants used.

The Chairman reiterated that this would be a decision for RSA.

Mr. Skeens said he would like to see additional information as far as the fields etc and more information from RSA about availability.

Mr. Frydl said the technology is sound.

Mr. Lawson requested "available" be defined. Mr. Schmitt said the ordinance requirement for hookup within 350 feet is for residences. The availability being discussed here is for the entire development.

Mr. Frydl said he would prefer the proposed development be on public sewer unless RSA says no. Mr. Schmitt and Mr. Skeens agreed.

Mr. Schmitt said if RSA determines public sewer is not available, then the Board should rehear the request.

Upon motion by Jim Frydl and unanimous vote, the Board denied the request from Fried Companies, Inc. because there is an existing public service authority that handles sewer in the County.

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|----------------|-----------------|---|-----|
| Recorded vote: | Steve Catalano | - | Yes |
| | Clarence Peyton | - | Yes |
| | Jim Frydl | - | 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 Clarence Peyton and unanimous vote, the Board approved the following items on the consent agenda:

- a. Minutes of May 11, 2010 meeting.
- b. Resolution to approve request from STAR to use Courthouse/County Administration grounds and parking areas for Independence Day parade. (See Attachment "A")
- c. Request for fireworks permit.
- d. Resolution to accept Stoneridge Drive North, Stoneridge Place, and Enterprise Drive at the Gateway Market Center into the State Secondary Road System. (See Attachment "B")

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|----------------|-----------------|---|-----|
| Recorded vote: | Steve Catalano | - | Yes |
| | Clarence Peyton | - | Yes |
| | Jim Frydl | - | Yes |
| | Carl Schmitt | - | Yes |
| | Mike Skeens | - | Yes |

Motion carried.


RE: OTHER MATTERS FROM THE BOARD

Mr. Schmitt said the Stanardsville Town Council approved the resolution for the Greene County Planning Commission to also serve as the Town Planning Commission.

Board of Supervisors
May 25, 2010
Sheet 5

RE: ADJOURN MEETING

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

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

Steve Catalano, Chairman
Greene County Board of Supervisors

RESOLUTION

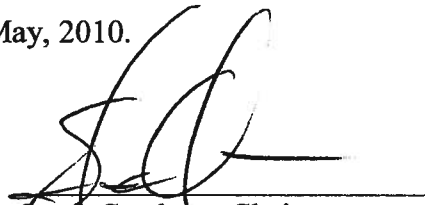
WHEREAS, the Greene County Board of Supervisors wishes to join Americans across the nation in the commemoration and celebration of Independence Day; and

WHEREAS, the Town of Stanardsville is sponsoring an Independence Day parade and celebration which is being organized by Stanardsville Area Revitalization (*STAR*); and

WHEREAS, *STAR* has formally requested use of the Greene County Court House grounds, County Administration Building grounds and nearby parking areas for this event on Saturday, July 3, 2010;

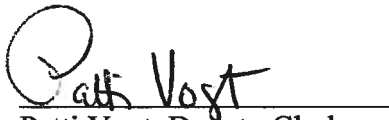
NOW THEREFORE BE IT RESOLVED, that the Greene County Board of Supervisors grants permission to *STAR* to use Courthouse grounds, County Administration Building grounds and parking areas on July 3, 2010 for this celebration.

Adopted in open meeting this 25th day of May, 2010.



Steve Catalano, Chairman
Greene County Board of Supervisors

ATTEST:



Patti Vogt, Deputy Clerk
Greene County Board of Supervisors



BOARD OF SUPERVISORS
POST OFFICE BOX 358
STANARDSVILLE, VIRGINIA 22973
TELEPHONE: 434-985-5201

RESOLUTION

May 25, 2010

WHEREAS, the streets described on the attached VDOT Form AM-4.3, fully incorporated herein by reference, is shown on a plat recorded in the Clerk's Office of the Circuit Court of Greene County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the streets described on the attached VDOT Form AM-4.3 to the secondary system of state highways, pursuant to 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Adopted in open meeting on May 25, 2010.

A Copy Teste:

Barry J. Clark
County Administrator

5-25-10
Date

| | | | |
|----------------|-----------------|---|-----|
| Recorded Vote: | Jim Frydl | - | Yes |
| | Mike Skeens | - | Yes |
| | Clarence Peyton | - | Yes |
| | Carl Schmitt | - | Yes |
| | Steve Catalano | - | Yes |

Report of Changes in the Secondary System of State Highways

Place
► **Stoneridge Drive, State Route Number 1070**

Old Route Number: 0

- From: Intersection of Route 29 SBL
To: Intersection of Route 1071 Stoneridge Drive, ^{North} a distance of: 0.03 miles.
Recordation Reference: Deed Book 1131 Page 268
Right of Way width (feet) = 60'

► **Enterprise Drive, State Route Number 1072**

Old Route Number: 0

- From: Intersection of Route 29 SBL
To: Intersection of Route 1071 Stoneridge Drive, ^{North} a distance of: 0.11 miles.
Recordation Reference: Deed Book 1131 Page 268
Right of Way width (feet) = 50'