

MEETING #43 – September 11

At a Regular Meeting of the Madison County Board of Supervisors on September 11, 2012 at 3:00 p.m. in the Madison County Administrative Center Auditorium located at 414 N. Main Street:

PRESENT: J. Dave Allen, Chairman
Doris G. Lackey, Vice-Chair
Jerry J. Butler, Member
Pete J. Elliott, Member
Jonathon Weakley, Member
Ernie Hoch, County Administrator
V. R. Shackelford, III, County Attorney
Teresa Miller, Finance Director
Jacqueline S. Frye, Clerk of the Board

1. Regular Meeting Agenda

Chairman Allen called the meeting to order and noted that all members are present and a quorum was established.

2. Pledge of Allegiance & Moment of Silence

The Board of Supervisors commenced their meeting with the Pledge of Allegiance and a moment of silence.

3. Moment of Recognition of 9-11-2001

Chairman Allen reflected on the World Trade Center attack that occurred on September 11, 2001 and asked all who were present to take a moment to reflect on the past and how our lives have forever been changed.

4. Adopt Agenda

Chairman Allen advised that item 7-e (Presentation – Resolution for the Woman’s Club of Madison County, Virginia) will be handled at their upcoming committee meeting.

Supervisor Elliott called for a discussion on highway safety, to which the Chairman advised can be denoted as item 7-e.

On motion of Supervisor Lackey, seconded by Supervisor Butler, today’s agenda is adopted as amended, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye



Pete J. Elliott Aye
 Jonathon Weakley Aye

5. Monthly Reports

a. Department Heads (if necessary)

Land Use Program:

The County Administrator advised that he has asked Wes Smith, Building Official, to review the land use program. Additionally, there is a copy of the standard procedures for participation in the program and an audit checklist for review. Although all financial aspects involved with the program are restricted due to confidentiality, the County can check the GIS and satellite system or contact the property owner for additional information, if necessary.

Concerns from the Board included:

- a) How citizens are responding to inquiries related to the land use program;
- b) Will a pilot study be conducted on a monthly basis; and
- c) What if there is a need to enter onto a citizen's private property;

Mr. Smith advised the sites denoted in the report were all visible from the public right-of-way; therefore, the citizens weren't notified. In closing, he advised that entry onto private property can only be done through the consent of the property owner.

The County Administrator advised that monitoring will occur monthly as a 'learning mechanism.

In closing, there were comments from the Board as to whether there is anything indicative of abuse of the land use program; also several members agreed to the fact that something has been implemented to investigate participation in the land use program.

EMS:

Lewis Jenkins, Director of Emergency Medical Services, was present and advised that Martha Jefferson Hospital will be operating a 'free-standing' emergency center at their Proffitt Road location and the center will accept ambulances; also a list will be provided to denote which types of patients can be served at the facility, as well as which patients may need to be diverted to the UVA Center.



Emergency Preparedness:

Carl Pumphrey, Director of Emergency Preparedness, was present and advised that Resolution #2012-17 [All Hazards Emergency Operations Plan for Madison County] must be adopted every four (4) years, as additions are made to the plan in order to allow the County to make financial transactions (i.e. emergency purchases) in the event of an emergency situation. In closing, he advised that he has a copy of the emergency plan on disk for the Board to review.

After discussion, on motion of Supervisor Butler, seconded by Supervisor Weakley, the Board adopted Resolution #2012-17 [All Hazard Emergency Operations Plan for Madison County] as amended, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

b. Constitutional Officers (if necessary)

Treasurer

Stephanie Murray, Treasurer, was present and provided a brief overview on the delinquent report from June 30, 2012, along with the various techniques her department utilized in an effort to collect delinquent taxes. Also, she advised that some citizens opt to establish a repayment plan, which does work; however, they must be consistent with adhering to the guidelines for their individual repayment plan.

Supervisor Butler questioned:

- a) If many of the delinquent taxpayers are over the age of sixty-five (65);
- b) Perhaps the County should revisit the tax deferment plan for the elderly;
- c) Does the publishing of the names yield an increase in repayment of delinquent taxes;
- d) Do citizen's names still get published if they're on a repayment plan;

Ms. Murray advised that legislation is being investigated to perhaps attach federal income tax returns as a means of collecting past due and existing tax payments. In closing, she advised that publishing delinquencies doesn't really yield a high payment return; however, some citizens have elected to establish a repayment schedule in an attempt to clear their delinquencies.



Commissioner of the Revenue

Supervisor Butler questioned how many citizens are enrolled in the elderly tax deferment plan and indicated the Ordinance doesn't include any provisions for veterans.

Gale Harris, Commissioner, advised there are currently about six (6) to eight (8) citizens enrolled in the deferment program; also, the State already has provisions in place for veterans.

In closing, Supervisor Butler suggested the Board review the Ordinance and provide adjustments for elderly citizens and those who are disabled.

c. VDOT (if necessary)

Monthly report of activities provided by Roy Tate, Acting Transportation Director. Director.

Greg Krystyniak, Assistant Director Location & Design Engineer, was present and advised that proposed improvements Route 662 (i.e. widening) can be implemented through the rural rustic program. Additionally, the project is currently on the Six Year Road Improvement Plan, but existing accrued funding will move the project's initiation to 2019, based on the fact there isn't sufficient funding in place to initiate renovations sooner.

Mr. Krystyniak also provided criteria for Route 662 that make it applicable to be renovated through the rural rustic program (i.e. 1,500 vehicles per day; dead end road; priority line item in the existing road improvement plan), and advised the proposed cost through existing means will be about \$600,000.00, but by utilizing the rural rustic program, a cost savings of about \$390,000.00 can be attained.

Supervisor Butler asked about the number of homeowners on the road and what percentage have signed a road widening right-of-way agreement, to which Mr. Krystyniak advised there is no exact count to date, but there is a minimal agreement in place that will include replacing fencing on an existing property.

Additional concerns verbalized by the Board included:

- a) Does the road warrant enough travel for two (2) lanes;
- b) Will tar and chip be put into place;
- c) Are the landowners contacted individually;
- d) When will the project actually begin;



- e) Will the costs involved absorb the County's remaining allocation stream;

Mr. Krystyniak advised the new road will not involve a true overlay and there will be an attempt to implement a nine foot by nine foot (9' x 9') lane as well as to attain donated right-of-way for buses and emergency vehicles. Also, it was denoted that VDOT doesn't notify the landowner, but the County, as it's the County who usually contacts the department in an effort to balance the needs. Additionally, past allocation totals \$750,000.00, which will cover the engineering work, but will not be enough to complete the entire project. In closing, he advised that if the rural rustic program is utilized, renovations can begin in 2014.

The County Administrator suggested the County compile a mailing list of residents and send correspondence in order to attain input from the citizens, to which the Board agreed.

In closing, Mr. Krystyniak advised that VDOT can build a list by conferring with Mr. Tate and the County Administrator.

Supervisor Lackey asked for an update on the proposed speed study for Thoroughfare Road.

The County Administrator advised that VDOT will conduct the study and advise of the results.

d. School Superintendent (if necessary)

i. Supplemental Request (\$26,067.36)

The County Administrator advised that the request from the school system is the result of an overpayment (to VRS) that the school paid in the FY2011 fiscal budget year – these monies were returned and deposited at the end of June 2012 and is new revenue; additionally, the school system has requested these funds be used in their instructional line category (#61000) to be used to compensate a teacher's assistant for a second grade classroom, which has been denoted as a 'critical instructional group' due to size.

Comments from the Board included:

- a. Why a representative isn't present today and whether they just declined to attend;
- b. The school system is requesting to hire someone with a 'one time' refund, but the position will need to be funded each year from this point forward; and
- c. Are there any guarantees the school system will not use this money elsewhere;



- d. There have been claims that teachers will be laid off, yet new laptops have been purchased for the school board members;

The County Administrator advised that Tina Cropp, School Finance Officer, attended the previous workshop session and no one 'declined' to attend today's session – although he did converse with Dr. Eberhardt this morning, there was no mention of whether or not he was planning to attend today's session.

Teresa Miller, Finance Director, provided a brief overview off how the school system came to receive funding from VRS as the result of them paying additional funds when it wasn't yet required.

The County Administrator advised that enrollment is up by about thirty (30) students which has warranted an increase in State funding to the school system; also, this funding can only utilized for a 'critical class', as the State mandates for classroom size. Additionally, the school system's budget does contain an 'instructional category' which has several line item categories; it is anticipated the school system will ask for the funding to be re-appropriated.

Chairman Allen explained the money being requested was the result of excess funding the school system paid to VRS; also, the government now operates on an accrual accounting system and funding can't be placed into a budget that has already been closed out.

Teresa Miller, Finance Director, advised that funding usually doesn't come from the State until around October; she also provided a brief overview of the issue regarding VRS and advised the State is a year behind getting their budget completed, as most localities are.

Supervisor Elliott reiterated the fact that although this is 'new money', it's still taxpayer's dollars.

After discussion, there was no action taken on the supplemental request.

e. Bond Release (if any)

None.

f. Finance

i. Certificate of claims – General Operations (July 2012 – FY2013)

On motion of Supervisor Lackey, seconded by Supervisor Weakley, the certificate of claims for general operations totaling \$823,759.58 are approved as submitted, with the following vote recorded:



J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

ii. Certificate of Claims- Debt Service (July 2012 – FY2013)

On motion of Supervisor Lackey, seconded by Supervisor Weakley, the certificate of claims for the debt service totaling \$3,873.92 are approved as submitted, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

iii. Certificate of claims – Tourism Enhancement (Post Year - July2012 – FY2013)

On motion of Supervisor Butler, seconded by Supervisor Lackey, the certificate of claims for tourism enhancement – post year totaling \$525.00 is approved as submitted, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

iv. Certificate of claims – General Operations (Post Year – FY2012) Capital Improvement

On motion of Supervisor Weakley, seconded by Supervisor Lackey, the certificate of claims for general operations – post year totaling \$194,832.41 are approved as submitted, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye



v. Certificate of Claims – Tourism Enhancement (Post Year – FY2012)

On motion of Supervisor Weakley, seconded by Supervisor Lackey, the certificate of claims for tourism enhancement – post year totaling \$2,201.27 are approved as submitted, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jonathon Weakley	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

vi. Certificate of Claims – Capital Improvement Fund (Post Year – FY2012)

On motion of Supervisor Lackey, seconded by Supervisor Weakley, the certificate of claims for the capital improvement fund – post year – FY2012 totaling \$4,587.43 are approved as submitted, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jonathon Weakley	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

vii. Supplemental Requests – General Operations (PRA – Beginning Balances September 2012 – FY2013)

1. Parks & Recreation	PRA Youth Programs – FY2012 Balance #71100-5690 – 499999	\$32,321.56
2. Parks & Recreation	PRA Other Programs – F2012 Balance #71100-5691 – 499999	\$13,859.39
3. Parks & Recreation	PRA Sign Programs – FY2012 Balance #71100-5692 – 499999	\$ 5,467.52
4. Parks & Recreation	PRA Memorials – FY2012 Balance #71100-5693- 499999	\$16,643.00
5. Parks & Recreation	PRA Camp Crockett – FY2012 Balance #71100-5904	\$ 3,007.50
TOTAL:		\$71,298.97

On motion of Supervisor Butler, seconded by Supervisor Lackey, the supplemental requests – general operations for PRA – beginning balances for September 2012 – FY2013 totaling \$71,298.97 are approved as submitted, with the following vote recorded:



J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

viii. Supplemental Appropriations (September 2012 – FY2013)

1. Parks & Recreation	PRA Youth Programs – July’s Deposits #71100-5690; 161201	\$ 4,938.62
2. Parks & Recreation	PRA Other Payments – July’s Deposits #71100-5691; 161201	\$ 658.00
3. Parks & Recreation	PRA Memorials – July’s Deposits #71100-5693; 161201	\$ 100.00
4. Parks & recreation	PRA Youth Payments – August’s Deposits #71100-5690; 161201	\$16,819.60
5. Parks & Recreation	PRA Other Payments – August’s Deposits #71100-5691; 161201	\$ 400.00
6. Sheriff – Law Enforcement	DMV Grant #31200-1730; 240111	\$ 2,434.48
7. Sheriff – Law Enforcement	DMV Grant #31200-1720; 240111	\$ 1,203.64
8. Facilities & Maintenance	Insurance Claim – Wind Storm Damage #43200-3310;180916	\$28,850.86
TOTAL:		\$55,405.10

On motion of Supervisor Weakley, seconded by Supervisor Lackey, the supplemental requests – general operations for September 2012 – FY2013 totaling \$55,405.10 are approved as submitted, with the following vote recorded:

J. Dave Alley	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

g. Minutes #37 through #39

On motion of Supervisor Lackey, seconded by Supervisor Weakley, Minutes #37 through #39 are approved, as amended, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye



Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

6. Consent Agenda:

None.

7. Discussion/Action Items

a. Criglersville Elementary School

The County Administrator advised that no responses have been received; however, one (1) realtor has expressed interest and would like more time, as he was unable to meet the advertised deadline.

Supervisor Lackey suggested the County broaden go broader and request interest from any realtors within the region and only grant an extension to those interested parties that file an extension by the middle of the upcoming week, to which Supervisor Weakley agreed.

Chairman Allen questioned whether a proposal will be required, to which the County Attorney advised the request is for interest only and isn't considered a procurement item.

Supervisor Weakley suggested the closing date be moved to Friday, September 21st instead of September 14th.

Supervisor Butler advised that he was totally opposed to selling the Criglersville Elementary School and extension of the deadline.

Supervisor Lackey moved that the Board cast a broader net and include other realtors in the region, ask for an expression of interest by Friday, September 14, 2012, and a proposal by the close of business on Friday, September 21, 2012, in order to be considered, seconded by Supervisor Weakley, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Nay
Pete J. Elliott	Nay
Jonathon Weakley	Aye

b. Reassessment Update (attachment)

The County Administrator advised that he and the Commissioner will meet with Mr. Pearson tomorrow for discuss the reassessment process; today's schedule was provided to denote the framework for tomorrow's discussion.

Supervisor Weakley questioned whether there are additional concerns regarding the method the assessors are utilizing and whether prior concerns about them not exiting their vehicles has been resolved.



The County Administrator advised the assessors are utilizing a comparable sales value and percentage.

Ms. Harris advised the assessors doesn't appear to be spreading the percentages 'across the board' but are applying a flat percentage instead, and this will be discussed tomorrow. Additionally, the numbers reported aren't final and don't appear to be 100% of the air market value. In closing, she stated the assessors should be complete with assessing property by Saturday, September 15, 2012 and notices should be mailed to the citizens by October 5, 2012.

Supervisor Elliott questioned the process by which the Board of Equalization is put into place, to which Ms. Harris advised doesn't get put into place until after the initial hearings are held.

c. County Fuel Program/State Voyager Card

The County Administrator advised that he met with a representative from the State regarding fuel program/state voyager card which will work for the County and can be used at ninety-six percent (96%) of the fuel stations in the State of Virginia. All users will be issued a card and identification number for usage to purchase fuel and cover mechanical repairs, if necessary. The program will denote mileage, vehicle user ID and number of gallons used which can be reported on a spreadsheet for review.

Additionally, the County will receive the OPEC price negotiated by the State (cost savings from \$5,000.00 to \$10,000.00 annually) and is the same program utilized by VDOT, whereas, the system is still accessible despite the loss of power. In closing, he advised that Ms. Cropp also attended the meeting and reported that the school system will look into joining the program. Also, a request was received from the Madison County Fire Department to join the program, as they are unable to join the program directly as a separate entity, but can along with the County. In closing, they are asking to be allowed to join on the County's system and have a memorandum of understanding in place for repayment of fuel they use.

Although the school system will not be joining the program at this time, the County Administrator plans to see if the County can continue using the tanks at the bus shop for tractors and lawn equipment. In closing, he estimated the cost savings for the County will range from \$5,000.000 to \$10,000.00 annually (based on today's prices).

The Board questioned with the Department of Social Services and the Madison County Volunteer Rescue Squad would be interested in joining the program.

Valerie Ward, Director of Social Services, advised that her department is already signed up with a fuel program.

The County Administrator advised that the County already cover fuels costs for the Madison County Volunteer Rescue Squad and each of their vehicles will have a user card and each volunteer will have their individual personal identification number.



Supervisor Lackey moved that the County join the State Voyager Card Fuel Program and work with the Madison County Volunteer Fire Company and invite them to participate in the program, seconded by Supervisor Butler, with the following vote recorded.

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

d. Animal Shelter Committee Update (Topping Family Trust)

The County Administrator reported the members on the Committee current include:

i. The County Administrator

- i. Supervisor Weakley
- ii. Supervisor Lackey
- iii. Greg Cave (Animal Control Officer)
- iv. Wes Smith (Building Official)
- v. Lacy Hall (Shelter staff [part-time]);

The initial meeting produced ideas to:

- Purchase of a multi-use trailer to haul livestock and the purchase of a utility building to house livestock;
- Purchase additional fencing that will run the length of the back of facility (i.e. 10' x 12' x 30');
- Move the cat area to the back of the building;
- Name a room in memory of the "Topping Family";

Also, the volunteers have done an excellent job in working to get the animals adopted and are currently listing them on Facebook, traveling to Pet smart, and feels that any measures to enhance this endeavor will be an asset to the County overall. Furthermore, suggestions have included to possibly offer a reduced fee for spay/neuter services, which is deemed to also be in line with the Topping's wishes for the animals.

In closing, a more formal presentation will be provided during the September workshop session.

e. Highway Safety/Court Security

Supervisor Elliott advised that he met with Randy Jenkins, Chief, to discuss concerns about highway safety; also, he is concerned about the fact that the Board took funding from the highway safety line item and placed it in the contingency fund, thereby leaving no funding in the line item. Additionally, he provided an overview of the revenue received through highway safety from 2009 to the present and indicated the existing



highway safety grant will expire at the end of September and a new grant will be available (i.e. DUI Grant) that will call for deputies to patrol the highways from 8:00 p.m. through 3:00 a.m. Furthermore, he suggested that some of the revenue that has been generated could be made available to the Sheriff's Department, even if it means changing some policies, in order to allow payment of overtime as an incentive to the deputies to work highway safety on their time off.

Supervisor Butler advised there is no funding in the highway safety line item with no appropriations denoted; therefore, how can deputies be compensated. Also, in the past, the Board authorized \$10,000.00 every quarter to be allocated for highway safety and when revenue was brought in, it was placed into the general funds. In closing, he suggested that \$5,000.00 be moved from the full-time overtime line item and be used to fund the highway safety line item immediately, and return the funding by way of an appropriation.

Chairman Allen advised that the Sheriff's Department isn't a part of the County's personnel policy; therefore, the County can't mandate operations in that department. Further comments from the Board included whether there is a formula in place to indicate how many hours a deputy can be on the road, to which to denote the total number of deputies that the County can have, to which it was denoted the total number is based on the population of the County, as all the deputies don't have a radar to monitor speed.

The County Administrator advised that based on conditions of the existing highway safety grant, funding can only be used for overtime; therefore, according to current policy, overtime is to be paid after someone works forty (40) hours. Furthermore, the County has interpreted the issue correctly, but in speaking with a representative from the grant program, it was denoted that if the County (or Sheriff) has a policy that will allow for special pay for special events to pay overtime (even if an employee only works only thirty-two (32) hours a week and then is asked to work on the weekend); however, if there is no policy, the County will be violating the conditions of the grant which will cause a problem. In closing, he indicated if the Sheriff amends his policy to allow for the aforementioned type of pay, this will be accepted by the grant manager.

Supervisor Butler advised the Sheriff does have such a policy in effect; however, the County Administrator indicated he hasn't been provided any documentation, but will forward it onto the grant manager for review and possible acceptance.

Erik Weaver, Sheriff, was present and stated that his department operates in conjunction with the policy that has been in place by the Virginia Department of State Police for the past thirty (30) years.

Furthermore, it was denoted that the deputies are also being pulled to handle 911 calls if needed.

In closing, the County Administrator advised that funding can be moved from other line items, although nothing will be replenished unless an appropriation is made.



Ms. Miller advised that in the past, the former County Administrator did move \$5,000.00 into the highway safety line item as requested by the Sheriff, to cover overtime for special events.

Chairman Allen indicated it is an ethical issue if done to preserve safety; however, the reasons the grant money is reverted back into the general fund is to keep the Sheriff from generating money for himself and not to cause a situation that will need to be defended. In closing, if the County decides to fund highway safety solely as it being a 'money maker' is actually placing the County in the same situation, which he feels is very inappropriate and just look at traffic control as being a valid safety concern.

Supervisor Butler clarified that his argument wasn't proposed as a means of generating funds, but to keep the highways safe by utilizing the highway safety grant.

The County Administrator advised that funds have been transferred when needed from the over-time line item and placed where it's needed; however, these funds will not get replenished unless a supplemental appropriation is requested or funds are reimbursed from the grant.

In closing, the Board agreed to discuss this issue further at the September workshop session.

The Sheriff also advised that although an application has been completed, nothing has been 'signed off' on. In closing, he will speak with Chief Jenkins to gather additional details about the impending grant, but advised the County will be asked to 'front the money' first and wait for reimbursement.

After discussion, the Board agreed to discuss this issue further at the September workshop session.

The County Administrator advised that he will provide additional information at that time.

8. Board of Supervisor's Meetings Attended in Past Month:

VACO

Supervisor Lackey attended a meeting of VACo and Social Services.

Park & Recreation/Skyline CAP/Town Counsel:

Supervisor Butler attended a meeting of the Park & Recreation Authority, the Madison County Planning Commission, MESA, Skyline CAP and Voyager Park.

Park & Recreation/Skyline CAP

Supervisor Weakley attended a meeting of the Park & Recreation Authority and Skyline CAP.

4:00 p.m. PUBLIC COMMENT OPPORTUNITY (not to exceed five [5] minutes per speaker)

Chairman Allen opened the floor for public comment.



Bill Campbell was present and questioned a budget line item issue (i.e. rent at Hoover Ridge) that was discussed during a previous meeting which hasn't been settled to date; he feels the Board needs to get to the bottom of this issue; also, he visited the Commonwealth Attorney's Office to see if an investigation could be conducted and has never received a letter in response to the inquiry, but was verbally told that he 'was out of line.'

Cheryl Yowell was present and advised that her daughter would like to have a fireworks display at her wedding on July 4, 2013 – the event will be conducted by a pyrotechnic expert who must be paid in advance by tomorrow and she questioned the process, as she was advised by the Sheriff's Office to contact the Board of Supervisors. Chairman Allen advised that the County hasn't adopted a fire code and everything is regulated by the State's Fire Marshall who is located in Orange, Virginia. Additionally, the County has a form that the Board would like individuals to complete and get signed to make sure local emergency and law enforcement personnel are notified in the event there are citizen concerns. In closing, he asked Wes Smith, Building Official, to provide Ms. Yowell with the name of the individual that will need to be contacted in Orange, Virginia and the County's form can be attained from the County Administrator's Office.

With no further comments being made, Chairman Allen closed the public comment session.

Chairman Allen advised the Board will need to enter into closed session to discuss a matter; any action taken will be announced at the 7:00 p.m. evening session.

Closed Session (if necessary):

None

****Dinner break****

9. Reconvene Meeting

Chairman Allen reconvened the meeting at 7:00 p.m. and advised that all members are present and a quorum is in place.

10. Public Comment Opportunity:

Chairman Allen opened the floor for public comment, and there was none; therefore, the session was closed.

Chairman Allen advised that the previously scheduled public hearing on small wind energy systems has been rescheduled until Wednesday, October 3, 2012 at 7:00 p.m.



11. Festival Ordinance:

The County Administrator advised the Board wanted to discuss the existing Festival Ordinance and asked the County Attorney to provide steps to move forward.

The County Attorney provided an overview of past criteria involved when someone applies for a festival permit; however, he advised that nothing was followed through in the past within the jurisdiction.

Robert Finks, Director of Emergency Communications, was present and advised that in the past, the permit depended on the amount of people that were anticipated to attend an event.

The Board members asked what process the surrounding localities current follow, to which it was denoted that Culpeper County requires those hosting events to pay for all special services (i.e. public safety and all permits).

The County Attorney advised that Lisa Robertson, former County Administrator, drafted a festival Ordinance which wasn't acted upon. In closing, he Advised that he will bring a list of events to the September workshop for review, but warned the Board that getting a permit will not keep 'anything' from happening (in the way of unanticipated situations).

12. Information & Correspondence (if any):

Tri-County Track Meet

The County Administrator reminded the Board that the tri-county track meet will be held at Eastern View High School in Culpeper County on Saturday, September 15, 2012.

Town Hall Meeting

The Board members were also reminded of the Town Hall Meeting scheduled for Wednesday, September 26, 2012 at 7:00 p.m. at the George James Center located in Radiant, Virginia.

13. Adjournment:

With no further action being required, on motion of Supervisor Lackey, seconded by Supervisor Butler, Chairman Allen adjourned the meeting, with the following vote recorded:

- | | |
|------------------|-----|
| J. Dave Allen | Aye |
| Doris G. Lackey | Aye |
| Jerry J. Butler | Aye |
| Pete J. Elliott | Aye |
| Jonathon Weakley | Aye |



J. Dave Allen, Chairman
Madison County Board of Supervisors

Jacqueline S. Frye, Clerk to the Board

Adopted on: November 15, 2012

Copies: J. Dave Allen, Doris G. Lackey, Jerry J. Butler, Pete J. Elliott, Jonathon Weakley,
V. R. Shackelford, III & Constitutional Officers

Resolutions:

Resolution #2012-17 [All Hazards Emergency Operations Plan for Madison County] – Adopted September 11, 2012

ADDENDUM

**ALL HAZARDS EMERGENCY OPERATIONS PLAN FOR MADISON COUNTY
RESOLUTION #2012-17**

WHEREAS, there exists many dangers of many types, including man-made disasters, natural disasters and possible hostile actions of an unknown enemy; and

WHEREAS, the safety and protection of the citizens and property is of foremost concern to the Board of Supervisors of Madison County; and

WHEREAS, the Board of Supervisors desires and Commonwealth of Virginia statutes requires the adoption of appropriate planned protective measures; therefore, be it

RESOLVED that the Board of Supervisors hereby adopts the Madison County All-Hazards Emergency Operations Plan dated September 2012, as amended, as the necessary basic plan for County Emergency Services.

Approved this 11th day of September, 2012, on motion of Supervisor Butler, seconded by Supervisor Weakley.

J. Dave Allen, Chairman
Madison County Board of Supervisors

Aye Nay Abstain Absent



J. Dave Allen	<u> x </u>	_____	_____	_____
Doris G. Lackey	<u> x </u>	_____	_____	_____
Jerry J. Butler	<u> x </u>	_____	_____	_____
Pete J. Elliott	<u> x </u>	_____	_____	_____
Jonathon Weakley	<u> x </u>	_____	_____	_____

Attest:

Jacqueline S. Frye, Clerk of the Board

