



Dr. Michael Murphy, Superintendent, appeared before the Supervisors to provide the monthly update for the Clarke County Public Schools. Highlights include:

- Kids...
  - Summer School – Limited Enrollment / No Transportation. Will revisit next summer.
  - Therapeutic Day Treatment (TDT) Program with Crossroads Counseling
  
- Staff...
  - Retirements, Resignations and Turnover – Approximately 16 licensed positions
  - Key Position #1 – Lisa Floyd – Director of Curriculum and Instruction
  - Key Position #2 – Ed Strewbridge – Testing Coordinator (TOSA)
  - No luck with SLP – Contract with Soliant for SLP services
  - Still to fill – ITRT and Early Childhood Education
  
- Budget...
  - Schneider-Electric (TAC) Contract update
  - Waiting on end of year accruals, end of year payroll, etc.
  - In the black... best guess at this time is \$220 to \$250K carry-over
  - Will be proposing soon a new budget development timeline – accelerated
  - Will talk with the finance committee about establishing a carry-over target (1%)
  - Monitoring portable leases to ensure cut-off as needed without additional costs
  - New bus has arrived – capacity for 68 little kids or 43 big kids
  
- Educational Program...
  - Sodexo contract under VDOE review
  - EMT and Fire programs close to finalization
  - Curricular focus next year on math, family life education, and advanced programs
  - Community collation meeting in response to the death of Aaron Shirley
  - Special Education issues continue to be challenging
  
- New High School...
  - Ground breaking on Saturday, July 24, at 10:00 a.m. – a student focused event

#### Approval of Minutes

Supervisor Byrd moved to approve the minutes of June 15, 2010 and June 23, 2010 as corrected.

- June 15 Page 308 change Alison Teetor statement to read: “She noted that all speakers raised this issue.”
- June 15 Page 308 change Greg Lloyd statement to read: “Health Department expressed support for soil testing commenting that not all such testing is expensive.”

- June 15 Page 310 change to read, "Bryan Phipps, Vice President for Development People, Inc., appeared before the Supervisors to review the Community Development Block Grant Program and its eligibility requirements."

The motion was approved by the following vote:

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

### Consent Agenda

10-16R - Authorization to Execute for and On Behalf of the County of Clarke Any Actions Necessary for the Purpose of Obtaining Federal Financial Assistance Provided by the Federal Department of Homeland Security and Sub-granted Through the State of Virginia

Authorization to Execute for and On Behalf of the County of Clarke Any Actions Necessary for the Purpose of Obtaining Federal Financial Assistance Provided by the Federal Department of Homeland Security and Sub-granted Through the State of Virginia  
10-16R

BE IT RESOLVED BY THE Board of Supervisors of the County of Clarke, Virginia that David L. Ash, County Administrator, or J. Michael Hobert, Chair - Clarke County Board of Supervisors, is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of Virginia, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of Virginia.

Passed and approved this 20<sup>th</sup> day of July, 2010.

#### Certification

I, David L. Ash, duly appointed and Clerk of the Clarke County Board of Supervisors do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Board of Supervisors of the County of Clarke, Virginia on the 20<sup>th</sup> day of July 2010.

\_\_\_\_\_  
David L. Ash, Clerk Clarke County  
Board of Supervisors

Community Development Block Grant – Josephine Improvement Association

The Josephine Improvement Association request the Board of Supervisors approve an application for Community Development Block Grant Funds to prepare an community assessment to be used with an future application for federal funds for a Community Center to be located on property owned by the JIA. Letter being prepared by Northern Shenandoah Valley Regional Commission staff and expected by COB today

**Supervisor Staelin moved to approve the items on the Consent Agenda as presented.**

**The motion carried by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

#### Citizens Comment Period

Sharon Howes, President, Shawnee Kennel Club spoke about the importance of keeping the current regulations.

Alice Harrington, representing the Virginia Federation of Dog Breeders: opined that Clarke County does not need more regulation noting that there are similar state laws.

Susan Markly, Clarke County resident: spoke about her show dogs saying that she recommends this county to other owners.

Gwen Hales, Clarke County resident: spoke about her 11 show dogs and her breeding activity on her 86-acre property.

Supervisor Dunning interjected that he was uneasy with large numbers of dogs being allowed on small parcels of land.

Ms. Hales further opined that special use permits would not stop illegal pup mills.

Chairman Hobert thanked everyone for their comments and assuring that they would be taken into consideration.

#### VDOT

Jerry Copp – Maintenance and Operations Items and Residency Administrator and Ed Carter – Six-Year Plan Programs and Enhancement, Recreational Access, with Charlie

Monroe – Area Maintenance Superintendent, appeared before the Supervisors to provide the monthly update.

- Summarized July 15 written report.
- Project Update: Clarke County High School
  - o No change.
  - o Consultant called in to design.
- Project Update: Boyce Signal Light
  - o No status change.

### Board of Equalization Report

David Ash reported that the Board of Equalization had completed their reviews and submitted their final report. By consensus, the Supervisors agreed to explore implementation of the suggested improvement for geographic information systems mapping. Chairman Hobert instructed Mr. Ash to review feasibility with the GIS / IT Director.

**Supervisor Staelin moved “Be it resolved that the Clarke County Board of Equalization be reimbursed at \$100 per meeting per member and \$125 per meeting for the Chair of the Board of Equalization retroactive to January 1, 2010. Be it further resolved, that the members of the Board of Equalization are entitled to reimbursement in accordance with the Clarke County Purchasing and Procurement Policies for travel expenses incurred during the performance of their duties provided that such request for reimbursement be provided within 90 days of the passage of this resolution.”**

**The motion carried by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

### Set Public CC-10-05 Chapter 165 Article IX

Wills and Grants of Administration Tax: The Clarke County Board of Supervisors will consider amending §165-51 to reflect a 2010 change in the Code of Virginia §§58.1-1717.1, 58.1-1718, and 58.1-3805 allowing counties to charge a \$25 fee for the filing of a list of heirs or affidavit when a will has not been probated and there has been no grant of administration and to reflect the current minimum estate value.

David Ash reviewed the proposed amendment to County Code.

Following discussion, **Supervisor Staelin moved to set the matter for public hearing for August 17, 2010 at 6:30 pm or as soon thereafter as the matter might be heard. The motion carried by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

#### Set Public Hearing TA-10-06

The Clarke County Planning Commission recommends the amendment of:

- the County Zoning Ordinance: Section 6-H-5, Site Plan, "Curb and Gutter"; Section 6-H-8, Stormwater Management; and Section 6-H-15, Sinkholes and Karst Features; and
- the County Subdivision Ordinance: Section 8-1, Drainage; and
- the County Code so as to add Section 154, Stormwater Management.

Chuck Johnston showed a PowerPoint presentation outlining the new stormwater management ordinance. He advised that based on regulations a new fee schedule would be needed.

Following discussion, **Supervisor Dunning moved to set the matter for public hearing for August 17, 2010 at 6:30 pm or as soon thereafter as the matter might be heard. The motion carried by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

#### Set Public Hearing TA-10-04

The Clarke County Planning Commission recommends the amendment of the County Zoning Ordinance:

Section 3-A-1-a and 3-A-2-a, Special Uses in the Agricultural-Open Space-Conservation (AOC) and Forestal-Open Space-Conservation (FOC) Zoning Districts so as to state that Boarding Kennels shall consist of more than five canine or feline animals, that Breeding Kennels shall

consist of more than 20 canine animals, and to delete the adjective 'commercial' when describing 'Breeding Kennels'.

Section 9-B, Definitions, so as to modify the definition of 'Commercial Breeding Kennel', so as to delete the adjective 'commercial' and to delete the requirement in the definition of 'Boarding Kennel' or 'Breeding Kennels' shall be allowed only as an accessory use to a Single Family Detached Dwelling and shall be located not more than 200 feet from such a dwelling so as to shift these requirements to Supplemental Regulations.

Section 3-C-2-I, Supplementary Regulation for Home Occupations, so as to include in the AOC and FOC Zoning Districts, commercial boarding or breeding kennels as home occupations limiting the size of a Breeding Kennel to 20 canine adult animals and limiting Boarding Kennels less than five canine and/or feline adult animals;

Section 3-C-2-gg, Supplementary Regulation for Commercial Boarding Kennels and Breeding Kennels so as to shift use and setback regulations for such uses from the definition section of the Zoning Ordinance to this section.

Chuck Johnston reviewed the proposed text amendment.

By consensus, the board agreed to set a 200-foot set back for breeding kennels as required for boarding kennels.

**Supervisor Byrd moved to table discussion for another time. The motion failed by the following vote:**

J. Michael Hobert, Chair	-	Nay
David S. Weiss, Vice Chair	-	Nay
Barbara J. Byrd	-	Aye
A.R. Dunning, Jr.	-	Nay
John R. Staelin	-	Nay

Supervisor Dunning expressed a desire to limited the number of dogs to 15. Supervisor Staelin suggesting changing the number of dogs to 10 and Mr. Dunning Agreed.

Following further discussion, **Supervisor Staelin moved to set the matter as modified with a 200 -foot set back for breeding kennels, and reducing the number of dogs to ten (10) in Section 3A1a, 3A2a and 3-C-2-I, for public hearing for August 17, 2010 at 6:30 pm or as soon thereafter as the matter might be heard. The motion carried by the following vote:**

J. Michael Hobert, Chair	-	Aye
David S. Weiss, Vice Chair	-	Nay
Barbara J. Byrd	-	Nay
A.R. Dunning, Jr.	-	Aye
John R. Staelin	-	Aye

## Committee Action

### Personnel

#### *Set Term People Inc. Board*

**Vice Chairman Weiss moved to set a three-year term of office on the People Inc. Board. The motion carried by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

#### *Economic Development Advisory Committee Consideration of Committee Configuration*

**Vice Chairman Weiss moved to increase by one the number of persons on the Economic Development Advisory Committee. The motion was approved by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

### Work Session

#### *Discussion of Possible Text Amendment clarifying the definition of Institutional Use in AOC/FOC*

*Attached is a planning staff update on possible amendments to the definition of Institutional Use as well as comparative definitions from some surrounding localities.*

*Summary: The proposed text changes were discussed in detail including potential unintended consequences modified language. Planning staff was asked to make modifications to the proposed language so that it can be reviewed in its entirety and also asked to provide estimates of the number of properties the changes would apply to as well as suggestions on how property size and capacities might be linked.*

There was no action taken on this matter at the regular meeting.

*Sanitary Authority 20 year activity and revenue projections for water and sewer*

*Mike Legge and Dan McKay-Smith will be present to review the Sanitary Authority activity and financial projections with the Board. Information relative to that discussion is attached.*

*Summary: Mr. Legge and Mr. McKay-Smith presented the projections developed. The Board requested that the Sanitary Authority develop a more conservative water projection that is based upon growth comparable to that anticipated in the more conservative sewer projections, to consider staging capital projects to insure that the necessary revenue and needed customers are available before construction, and to provide the Board of Supervisors the revised projections for its review and comment. The Board also asked to be kept apprised of the Sanitary Authority's activities.*

David Ash was instructed to follow up on Sanitary Authority projections.

*Consideration of Outdoor Burning Ban*

*At the time this agenda was prepared, the County was experiencing extremely dry conditions and Fire Companies had responded to multiple grass and field fires. Unless significant precipitation occurs over the weekend, the recommendation is to ban outdoor burning pursuant to the outdoor burning ordinance until such time as the County Administrator, in consultation with the Fire and Rescue Association or the Board of Supervisors determines that conditions are again safe for that activity.*

*Action: Supervisor Weiss moved to authorize the County Administrator to implement a ban on open burning as provided for in Chapter 93 of the County Code and to rescind the ban at such time as it is determined that rainfall sufficient to mitigate the extremely dry conditions has occurred. The motion was approved as follows:*

<i>Chairman Hobert</i>	-	<i>Aye</i>
<i>Supervisor Byrd</i>	-	<i>Aye</i>
<i>Supervisor Staelin</i>	-	<i>Absent</i>
<i>Supervisor Dunning</i>	-	<i>Aye</i>
<i>Supervisor Weiss</i>	-	<i>Aye</i>

At the regular meeting, David Ash advised that rain and conditions had not been sufficient to lift the ban.

*Legislative Discussion*

*Franklin Bell, a citizen of the County appeared at the June 23 Board of Supervisors meeting. Speaking during the Citizens Comment Period, he requested the Board of Supervisors adopt a resolution demanding Congress act to pass the Cantwell-McCain Glass-Steagall amendment. The Board agreed to discuss this matter further. Attached is*

*the proposed resolution and e-mail correspondence regarding the matter. Additional discussion is recommended.*

*Summary: It appeared that the information provided the Board was not accurate and timely as the matter upon which the Board was asked to comment was previously disposed of by Congress. While individual Board Members expressed concern, no further action by the Board was proposed.*

There was no action taken on this matter at the regular meeting.

## Finance Committee

### *Supplemental Appropriations.*

- High School Debt Service. The FY 11 cost of the additional borrowing for the high school is \$86,835, to be offset by federal revenue of \$86,753. This revenue estimate is approximate pending confirmation by the federal government. *"Be it resolved that the FY 11 school debt service budget be increased \$86,835, that the same be appropriated, and that estimated revenue from the federal government be increased \$86,753."* Action: Approve Finance Committee recommendation.
- Cooperative Extension. *"Be it resolved that the FY 11 expenditure budget for the Cooperative Extension be increased \$1,835, and the same be appropriated, and be it further resolved that the government savings designation be decreased in the same amount."* Action: Approve Finance Committee recommendation.
- Sheriff's Grant. *"Be it resolved that the FY 11 expenditure budget for General Government Capital Projects be increased \$40,150, that the same be appropriated, and that revenue in the same amount from the federal government be estimated, all for the purpose of providing an emergency operations center equipment, with the caveat that county funds will not be used for the future replacement of the equipment."* Action: Approve Finance Committee recommendation.
- Arts Grant. *"Be it resolved that the FY 11 expenditure budget for the Commission on the Arts be increased \$6,000, that the same be appropriated, that revenue from the Commonwealth be increased \$3,000, and that the government savings designation be decreased in the amount of \$3,000".* Action: Approve Finance Committee recommendation.
- Regional Jail. *"Be it resolved that the FY 11 expenditure budget for the regional jail be increased \$55,290, and the same be appropriated, that the government savings designation be decreased in the same amount, and that the regional jail formally inform the Board of Supervisors in writing of its total budget commitment during the annual budget process."* Action: Approve Finance Committee recommendation.

At the regular meeting, Tom Judge reviewed the five proposed supplemental appropriations.

**Supervisor Byrd moved to accept all five supplemental appropriations as presented. The motion passed by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

*Funding for New High School*

*"Be it resolved that the School Board is hereby requested to spend no more than \$33,221,465 on the construction of the new high school on the Ketocin land, and that surplus funds be reserved for future projects for which the approval of the Board of Supervisors will be sought by the School Board."* Action: Approve Finance Committee recommendation.

Tom Judge presented to the Supervisor actions requested of the Clarke County School Board.

**Following discussion, Supervisor Staelin moved to accept the following resolution.**

Clarke County School Board - Surplus Funds  
10-17R

Be it resolved that the following actions are requested of the School Board:

- a. To spend no more than \$33,221,465 on construction of the current scope of the new high school (exclusive of expenditure on the Salvation Army site);
- b. To utilize the surplus funds for renovations to current high school and existing elementary buildings and expansion of the new high school scope, subject to prior approval of the Board of Supervisors.
- c. To develop a capital improvement plan itemizing these projects as soon as possible and before proceeding with any project. Such plan should make every attempt to use only currently available funds and not add additional school debt service expenditures prior to July 1, 2017.

Adopted this 20<sup>th</sup> day of July, 2010.

Attest

\_\_\_\_\_  
J. Michael Hobert, Chair  
Board of Supervisors

**The motion passed by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

**Government Projects Update**

David Ash stated that all required paperwork for the Circuit Court upgrades is completed with Hammerhead being awarded the contract for a cost of approximately \$328,500 excluding HVAC.

Chairman Hobert instructed David Ash to contact the Rural Development Authority to push the matter along.

**Miscellaneous**

**Board Consideration of Recycling Center Task Order for Chester Engineers -**

David Ash stated that the Supervisors had purchased an option on a lease for the site of a recycling center to be prepared for use by the County and he had a task order from the County's engineer, Chester Engineering, to conduct a feasibility study at an estimated cost of \$7,500. The study will include an updated estimate and actual on-site location.

**Vice Chairman Weiss moved to authorize David Ash to proceed with execution of the proposal on behalf of the County. The motion passed by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

**Request from People Inc. to Provide a Letter of Program Endorsement.**

David Ash advised that this request from People Inc. had come in late and a response was needed by July 23.

Following discussion, **Supervisor Staelin moved to authorize David Ash to send a letter of endorsement. The motion passed by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

Mr. Robert G. Goldsmith  
President & CEO  
People Incorporated of Virginia  
1173 West Main Street  
Abingdon, VA 24210

Re: VHDA Foreclosure Prevention Counseling Program Grant

Dear Rob:

I am pleased to add the support of Clarke County to People Incorporated of Virginia's application for funding from the Virginia Housing Development Authority to provide foreclosure prevention counseling to the residents of Clarke County.

Recently designated the Community Action Agency for Clarke County, People Incorporated has pledged to provide quality, comprehensive services to help residents of the Northern Shenandoah Valley achieve self-sufficiency. The Board of Supervisors is committed to ensuring that residents of Clarke County live in quality, affordable homes; and is in full support of People Incorporated's effort to provide foreclosure prevention housing counseling. The Board looks forward to the benefits that Clarke County residents and communities will be able to realize as a result of this program.

### Library Request

Supervisor Byrd advised that the Handley Library has given the Clarke County Library \$14,000 for books. She stated that approximately \$30,000 remains of unrestricted funds raised by County residents as part of the fundraising for the new library. Mrs. Byrd advised that the Clarke County Library Advisory Committee would like to spend \$20,000 of the \$30,000 to purchase books and materials and release the \$14,000 back to the Handley Library. She commented that the regional library is currently experiencing financial difficulties in the current economy including employee furloughs.

Supervisor Staelin opined that the Library Advisory Committee wanted to make sure that donated money was not being used inappropriately; and with the information provided, it would appear that they were following the rules and have no other major

capital items on which to use the funds. He said that he expected all boards and committees with fiduciary responsibility to wisely expend the funds entrusted to them.

By consensus, the Supervisors agreed to have Supervisor Byrd advise the Clarke County Library Advisory Committee that the funds were theirs to deal with it according to the rules established when the funds were raised.

### Summary Of Required Action

<u>Item</u>	<u>Description</u>	<u>Responsibility</u>
1.	Process June 23 minutes as presented and June 16 minutes as amended.	Lora B. Walburn
2.	Process resolution 10-16R.	Lora B. Walburn
3.	Provide letter of appreciation to members of the Board of Equalization.	David Ash
4.	Prepare and forward invoice for repayment to members of the Board of Equalization.	Lora B. Walburn
5.	Prepare public hearing notice for CC-10-05.	Lora B. Walburn
6.	Advertise for public hearing TA-10-06.	Lora B. Walburn
7.	Modify TA-10-04 as requested.	Chuck Johnston
8.	Advertise for public hearing TA-10-04 as modified.	Lora B. Walburn
9.	Add People Inc. of Virginia to committee listing with 3-year term as established.	Lora B. Walburn
10.	Follow up on Sanitary Authority projections	David Ash
11.	Process and forward with cover 10-17R to the Clarke County School Board.	David Ash
12.	Contact Rural Development Authority regarding Circuit Courthouse renovations.	David Ash
13.	Proceed with execution of Chester Engineering Task Order for Recycling Center.	David Ash
14.	Send a letter of endorsement for People Inc. to VHDA.	David Ash
15.	Advise the Clarke County Library Advisory Committee that the funds were theirs to deal with it according to the rules established when the funds were raised.	Barbara Byrd

### Board Member Committee Status Reports

Industrial Development Authority by John Staelin

- The Authority is looking for one or two new members.

Parks and Recreation Advisory Committee by J. Michael Hobert

- A reception for Dr. Kohn to acknowledge his gift of parkland was held for on Sunday, July 18.

Closed Session Pursuant to §2.2.3711-(A)(3) Acquisition of Property 2.2-3711-(A)(7) Probable Litigation

Supervisor Staelin moved to convene into Closed Session pursuant to §2.2.3711-A3 and A7 for the purpose of consultation with legal counsel and discussion regarding acquisition of real estate and consultation with legal counsel regarding pending litigation.

J. Michael Hobert, Chair	-	Aye
David S. Weiss, Vice Chair	-	Aye
Barbara J. Byrd	-	Aye
A.R. Dunning, Jr.	-	Aye
John R. Staelin	-	Aye

The members of the Board of Supervisors being assembled within the designated meeting place, with open doors and in the presence of members of the public and/or the media desiring to attend, **Supervisor Staelin moved to reconvene in open session. The motion carried as follows:**

J. Michael Hobert, Chair	-	Aye
David S. Weiss, Vice Chair	-	Aye
Barbara J. Byrd	-	Aye
A.R. Dunning, Jr.	-	Aye
John R. Staelin	-	Aye

**Supervisor Staelin moved to execute the following Certification of Closed Session:**

CERTIFICATION OF CLOSED SESSION

WHEREAS, the Board of Supervisors of the County of Clarke, Virginia, has convened a closed meeting on the date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3700 of the Code of Virginia requires a certification by the Board of Supervisors of the County of Clarke, Virginia that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of Clarke, Virginia, hereby certifies that, to the best of each members knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which the certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board of Supervisors of the County of Clarke, Virginia.

**The motion was approved by the following roll-call vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Aye
John R. Staelin	- Aye

No action was taken on matters discussed in closed session.

At 4:35 pm Chairman Hobert recessed the meeting until 6:30 pm.

At 6:35 pm Chairman Hobert reconvened the meeting.

#### Citizen Comment Period

No citizens appeared to address the Supervisors.

#### PH 10-19 CP-10-01 Comprehensive Plan Amendment

The Clarke County Planning Commission recommends the amendment of the 2007 Clarke County Comprehensive Plan so as to incorporate the recommendations of the County Green Advisory Committee, as stated in its proposed 2009 Clarke County Energy and Resource Management Policy, to add a goal to the Comprehensive Plan to encourage stewardship over resources and to foster conservation of resources by the private sector. CP-10-01

Mr. Johnston addressed the Board regarding the recommended amendment to the 2007 Clarke County Comprehensive Plan.

At 6:38 pm Chairman Hobert opened the public comment portion of the public hearing. Being no persons present desiring to address the Supervisors regarding this matter, the public comment portion of the public hearing was closed.

**Supervisor Staelin moved to approve amendment CP-10-01 of the 2007 Clarke County Comprehensive Plan as presented.**

**The motion carried by the following vote:**

J. Michael Hobert, Chair	- Aye
David S. Weiss, Vice Chair	- Aye
Barbara J. Byrd	- Aye
A.R. Dunning, Jr.	- Absent
John R. Staelin	- Aye

**ORDINANCE  
10-08ORD**

At a regular meeting of the Board of Supervisors of Clarke County, Virginia, held at the Town/County Government Center on 2010 July 20 at 6:30 p.m. On motion by Supervisor Staelin, the Board of Supervisors (Byrd- Yes, Dunning- Absent, Hobert- Yes, Staelin- Yes, Weiss- Yes) approved the proposed Amendment to the 2007 Clarke County Comprehensive Plan.

**WHEREAS**, Virginia Code Section 15.2-2223 requires local jurisdictions to have a Comprehensive Plan;

**WHEREAS**, On May 20<sup>th</sup> of 2008, the Board of Supervisors appointed the Clarke County Green Advisory Committee, a team of business leaders, citizens, elected officials and staff to work with the County Administrator to develop goals and policies which address energy efficiency, conservation, and education and create a plan to reduce the County's overall environmental impact, saving tax dollars and improving services.

**WHEREAS**, In October of 2008, the Green Advisory Committee presented the Board of Supervisors with recommendations that are intended to be realistically attainable, within purview of the County to mandate or initiate, and yield measurable results;

**WHEREAS**, The Committee recommendations were to: a) reduce the demand for energy and other resources; b) reduce greenhouse gas emissions; c) maintain or improve our natural environment; and d) promote healthy indoor environments;

**WHEREAS**, based on the Committee recommendations, the Board of Supervisors adopted a Resolution Establishing Energy Resource Management Policies on January 19<sup>th</sup> of 2010. The Energy and Resource Management Plan provides background and implementation steps for those Policies and was adopted April 20<sup>th</sup> of 2010.

**WHEREAS**, one of these Policies recommended amendments to the Comprehensive Plan that are intended to make it explicit that sustainable stewardship is a County Goal and emphasize the implementation of that goal with stronger policy statements within Objective 4.

**NOW THEREFORE BE IT ORDAINED THAT** the Clarke County Board of Supervisors adopts the attached amendment to the 2007 Clarke County Comprehensive Plan so as to add the Energy Sustainability Goal and Policies as recommended by the Planning Commission and the Clarke County Green Advisory Committee.

Approved 2010 July 20

Attest:  
CP-10-01

\_\_\_\_\_  
David L. Ash, County Administrator

### Adjournment

There being no further business to be brought before the Board at 6:45 pm Chairman Hobert adjourned the Board of Supervisors meeting.

### Next Regular Meeting Date

The next regular meeting of the Board of Supervisors is set for Tuesday, August 17, 2010 at 1:00 p.m. in the Main Meeting Room, 101 Chalmers Court, 2<sup>nd</sup> Floor, Berryville, Virginia.

ATTEST: July 20, 2010

\_\_\_\_\_  
J. Michael Hobert, Chair

\_\_\_\_\_  
David L. Ash, County Administrator

\_\_\_\_\_  
Minutes Recorded and Transcribed by:  
Angela Cather  
Parks & Recreation Office Assistant  
Part-time Central Receptionist

Formatted by:  
Lora B. Walburn  
Deputy Clerk, Board of Supervisors