

CLARKE COUNTY BOARD OF SUPERVISORS
April 15, 2008 Regular Meeting 1:00 p.m.
Board of Supervisors Meeting Room

At a regular meeting of the Board of Supervisors of Clarke County, Virginia, held in the Board of Supervisors' Meeting Room, 2nd Floor Circuit Courthouse, 102 N. Church Street, Berryville, Virginia on Tuesday, April 15, 2008.

Board Members Present

Barbara Byrd; A. R. Dunning, Jr.; J. Michael Hobert; John Staelin; David Weiss

Staff Present

David Ash, Lisa Cooke, Chuck Johnston, Tom Judge, Alison Teetor

Others Present

Robina Rich Bouffault, Suni Perka, Anthony Roper, Linwood Outlaw III, Stephanie Mangino, Ruth Marlow and other citizens and members of the press

Call to Order

Chairman Staelin called the meeting to order at 1:01 p.m.

Adoption of Agenda

Supervisor Byrd moved to approve the agenda as modified:

- Add to Miscellaneous as time allows
 - o Discussion NIMS Compliance

The motion carried by the following recorded vote:

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

Approval of Minutes

Supervisor Dunning moved to approve the minutes for the March 11, 2008 Budget Work Session and March 18, 2008 Regular Meeting as presented

The motion was approved by the following vote:

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

Consent Agenda

Request for Easement Approval Anne Morgan – Tax Map#’s 29-((A))-7 and 29-((A))-7A, 5.52 acres, 2 DURs

MEMORANDUM

TO: Board of Supervisors

FROM: Alison Teetor

DATE: April 9, 2008

SUBJECT: Request for Easement Approval

The Easement Authority has approved the following easements for acceptance. The Authority requests the Board of Supervisors to authorize the Chairman of the Board of Supervisors to execute deeds, easements, and other documents necessary to the transactions.

DONATIONS

1) Anne Morgan – Tax Map#’s 29-((A))-7 and 29-((A))-7A, 5.52 acres, 2 DURs

The parcels are located on the north side of Route 50 off of Iron Rail Lane approximately 1/2 mile east of the intersection with Route 340. In reviewing the parcels, at least two of 4 criteria have been met. The Property Resource Scores are 52.32 & 38.83, the parcels are adjacent to an existing easement, and they are less than 40 acres in size. Lot 1 is 7.48 acres has (1) unused Dwelling Unit Right (DUR) and one (1) Exception/Exemption, and Lot 2 is 8.04 acres, vacant, with one (1) unused Dwelling Unit Rights (DURs). The unused DUR on Lot 1 will be retired. The parcels are primarily open pasture. The parcels are within the Greenway Rural Historic District and the existing house on Lot 1 is a contributing structure. Ms. Morgan has owned the property for over 20 years.

Adoption Of The Mission Statement And Objectives Of The Coalition On Illegal Aliens
Resolution 08-10R

**ADOPTION OF THE MISSION STATEMENT AND OBJECTIVES OF THE COALITION ON
ILLEGAL ALIENS RESOLUTION
08-10R**

WHEREAS, the Code of Virginia §15.2-1700 states that any locality “may provide for the protection of its inhabitants and property and for the preservation of peace and good order therein;” and

WHEREAS, as demonstrated by the shared concerns of other localities, an increase in the number of illegal aliens may cause an increased burden on County services, and increased cost to the County, and increased crime; and

WHEREAS, the General Assembly has authorized the appointment of a Commission to study and make recommendations to the General Assembly with regard to legislative solutions to problems caused by the presence of illegal aliens in the Commonwealth; and

WHEREAS, the County of Clarke believes that a coalition of localities of the Commonwealth which must deal with these problems daily can offer a broad-based yet unique perspective to the Commission and the General Assembly in formulating solutions to these problems; and

WHEREAS, on September 18, 2007 the Board of Supervisors unanimously agreed to submit a Letter of Interest Re Coalition to Formulate Recommendations to the General Assembly for Legislative Solutions to Problems Caused by Illegal Aliens; and

WHEREAS, on October 16, 2007, the Board of Supervisors unanimously agreed to send David Ash, County Administrator, to the initial meeting of the Coalition on the Effects of Illegal Immigration held on October 25, 2007; and

WHEREAS, on November 20, 2007, by consensus, the Board of Supervisors appointed Suzanne “Sunil” Perka, Commonwealth Attorney, and David Ash, County Administrator, to serve as the County’s representatives to the Coalition on the Effects of Illegal Immigration.

WHEREAS, the Coalition has requested that each of its members adopt and approve the Mission Statement and Objectives of the Coalition.

NOW, THEREFORE, BE IT RESOLVED that the Clarke County Board of Supervisors hereby adopts the following Mission Statement and Objectives of the Coalition on Illegal Aliens:

Mission Statement:

Promote and influence a unified strategy at the local, state, and federal level to minimize the impact of illegal aliens on local communities while understanding the positive contributions of immigrants.

Objectives:

- Build a coalition of local governments.
- Identify the challenges created by the presence of illegal aliens.
- Educate local governments of the challenges created by the presence of illegal aliens.
- Share appropriate strategies that local government can take to minimize the impact of illegal aliens.
- Influence and promote state and federal legislation.

BE IT FURTHER RESOLVED that the Clarke County Board of Supervisors hereby authorizes David Ash, Suni Perka, and/or John Staelin, Chair - Clarke County Board of Supervisors, to deliver a certified copy of the resolution to the next Coalition meeting.

APPROVED AND ORDERED ENTERED in the official records by the unanimous vote of the members of the Clarke County Board of Supervisors assembled in regular session on the 15th day of April 2008.

Attest:

David L. Ash, Clerk
Clarke County Board of Supervisors

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

The motion was approved by the following vote:

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

Citizens Comment Period

Clark Hansbarger, Bluemont – teacher at Clarke County High School: Spoke to the Supervisors regarding the School Board decision to transfer cost of IB testing to parents. He put forth that the County was paying for Richmond's problems placing the County with the moral dilemma of providing additional funding for the schools. He stated that the Schools had made mistakes and they were cleaning up those mistakes with sweeping changes. Mr. Hansbarger asked the Supervisors to consider additional tax increases to fund this program, which he advised was expensive but necessary in order to continue the excellent program in place.

Supervisor Byrd asked questions regarding cost of individual testing. Supervisor Dunning relayed a story about a student in the IB program whose credits were not accepted by the

college she attended. Mr. Hansbarger responded to Supervisors queries. He said that he thought it would be a shame to make this a school that focuses on K12 education moving it back into the 70's.

Mr. Hansbarger asked the Supervisors to give the new School Board a break and provide more funding.

Vice Chairman Hobert thanked Mr. Hansbarger for coming to the Board and strongly encouraged him to have a conversation with the School Board.

Special Entertainment Permit: Property Owners of Shenandoah Farms Community Day June 21, 2008

Special Entertainment Permit: 2008 Clarke County Parks and Recreation Summer Concerts June 25 and July 30

David Ash reviewed the Special Entertainment Permit request for the Property Owners of Shenandoah Farms Community Day June 21, 200 and the 2008 Clarke County Parks and Recreation Summer Concerts June 25 and July 30 advising that both applications were complete. Present were Dee Schools representing the Property Owners of Shenandoah Farms and Lisa Cooke representing Clarke County Parks and Recreation.

In one motion, Supervisor Dunning moved to approve the Special Entertainment Permit request for the Property Owners of Shenandoah Farms Community Day June 21, 2008 and Special Entertainment Permit request for the 2008 Clarke County Parks and Recreation Summer Concerts June 25 and July 30 as presented.

The motion was approved by the following vote:

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

Clarke County Public Schools Update

Robina Rich Bouffault, Chair - Clarke County School Board, provided an update for the Supervisors. Some highlights include:

- Review of various sites continues and is progressing on schedule.

- The Salvation Army did not record the deed or subdivision plat, which had been provided to them by the School Board.
- A meeting with VMDO is being arranged and it is hoped that it will be conducted in the near future.
- VMDO has not yet agreed to provide auto CAD files.
- Two-thirds of the classes provided are advanced and the school has varied advanced programs including VISTA, an acceleration program, IB, and AP. The School Board is reviewing this in an attempt to broaden the focus of the curriculum.
- The Schools are below State averages in several areas and have failed to meet adequate yearly progress in same. The School Board is trying to address the needs of all the children, as required by law. Currently, their focus is on those children that fall between gifted and special education - children in the middle for whom few advocate.
- Last evening, the School Board reviewed funding options for the IB program that would accept those families that qualify for reduced or free lunches for full funding for IB registration and testing fees. Further, those that are 30% above this level would receive 50% funding. She advised that she believed that they could possibly get assistance from the Education Foundation to fund this testing. She stated that only 45 schools in the Commonwealth of Virginia have the IB program, which is relatively small number. She clarified that the cost is about \$124 per student.

Discussion - Northern Shenandoah Valley Regional Commission Amendment of Charter

Chuck Johnston briefed the Supervisors on the proposed amendment of charter for the Northern Shenandoah Valley Regional Commission. He put forth that it was his belief that the Supervisors would be asked at their June meeting to approve the new charter.

Supervisor Dunning put forward issues that have come to his notice in the area of Dinosaur Land and asked Chuck Johnston to follow up.

Set Public Hearing CC-08-01 Chapter 180 Water and Wastewater Drought Response and Drought Plan

Alison Teetor reviewed the proposed Code amendment to Chapter 180 Water and Wastewater adding Drought Response and Drought Plan CC-08-01 providing a PowerPoint presentation.

Vice Chairman Hobert asked for Ms Teetor to provide suggestions at the public hearing on a mechanism for education and information that would help people understand how their actions affect water levels during a drought.

Supervisor Dunning moved to set County Code Amendment Chapter 180 Water and Wastewater Drought Response and Drought Plan CC-08-01 for public hearing at 6:30 pm on Tuesday, May 20, 2008 or as soon there after as the matter might be heard.

The motion was approved by the following vote:

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

Set Public Hearing – FY08 Budget Amendment

Be it resolved that the public hearing be set for May 20, 2008 at 2:00 pm, or as soon thereafter as the matter may be heard on the following action:

Amend the FY08 School Capital Projects budget to increase expenditures by a total of \$275,000 for flooring replacement, painting, asphalt renovation, window and door replacements, air conditioning system repair, and additional lockers, and that the same be appropriated.

John Staelin provided an explanation of the proposed FY08 budget amendment moving Schools funds for certain school projects from FY09 to the FY08 budget. Tom Judge advised that the School Board had agreed to offer no objections.

Supervisor Dunning urged caution in moving forward projects noting current economic conditions facing the nation. Supervisors Weiss and Byrd put forth that these items were necessary advising that maintenance had already been deferred.

Supervisors Weiss put forth using savings and reduction of funding for Library furnishing noting that their fundraising efforts had been very successful. The Supervisors veered into discussion of other FY09 budget line items.

Vice Chairman Hobert moved to set FY08 Budget Amendment for public hearing at 2:00 pm on Tuesday, May 20, 2008 or as soon there after as the matter might be heard.

The motion was approved by the following vote:

John R. Staelin, Chair	- Aye
J. Michael Hobert, Vice Chair	- Aye
Barbara J. Byrd	- Aye

A.R. Dunning, Jr. - Aye
David S. Weiss - Aye

Public Hearing PH-08-06 CC-08-02

The Clarke County Board of Supervisors will consider the amendment of the ordinance adopted December 20, 2005 regarding implementation of the 2004-2005 changes to the Personal Property Tax Relief Act of 1998, to provide that the Board of Supervisors shall set the rate of tax relief annually by resolution, rather than as a part of the annual budget - Chapter 165 Taxation Article IV Tangible Personal Property CC-08-02.

David Ash reviewed the proposed amendment to Chapter 165 Taxation Article IV Tangible Personal Property CC-08-02 Personal Property Tax Relief Act.

At 2:32 pm, Chairman Staelin opened the public comment portion of the public hearing. There being no persons desiring to address the Supervisors regarding this matter the public comment portion of the public hearing was closed.

Supervisor Dunning moved to adopt the amendment to Chapter 165 Taxation Article IV Tangible Personal Property CC-08-02 Personal Property Tax Relief Act.

The motion was approved by the following vote:

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

AN ORDINANCE TO AMEND THE ORDINANCE ADOPTED DECEMBER 20, 2005 [CC-05-05] TO PROVIDE FOR THE IMPLEMENTATION OF THE 2004-2005 CHANGES TO THE PERSONAL PROPERTY TAX RELIEF ACT OF 1998 CC-08-02

Whereas, on December 20, 2005, the Board adopted an ordinance ("2005 Ordinance") to provide for the implementation of the 2004-2005 changes ("2005 Appropriations Act") to the Personal Property Tax Relief Act of 1998 ("PPTRA"); and

Whereas, the 2005 Appropriations Act provides for the appropriation to the County of Clarke, commencing in 2006, of a fixed sum to be used exclusively for the provision of tax relief to owners of qualifying personal use vehicles that are subject to the personal property tax on such vehicles, and provide the opportunity for the County of Clarke to fashion a program of tax relief that serves the interest of its citizenry; and

Whereas, the 2005 Ordinance provided that the Board set the rate of tax relief as a part of the annual budget; and

Whereas, experience since the adoption of the 2005 Ordinance indicates that the data necessary for the Board to set the rate of tax relief is difficult to develop and often is not readily available to meet the timing requirements related to adoption of the annual budget; and

Whereas, the Board is authorized to annually set the rate of tax relief by resolution, rather than as a part of the budget; and

Whereas, the Board determines that is advisable to annually set the rate of tax relief by resolution rather than as part of the budget process.

NOW, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF CLARKE COUNTY, VIRGINIA that § 2(b) of the 2005 Ordinance is hereby amended to read as follows:

- (b) The Board of Supervisors shall annually, by resolution, set the rate of tax relief at such a level that is anticipated to fully exhaust PPTRA relief funds provided to the County of Clarke by the Commonwealth in the year for which the tax relief rate is being set.

Adopted: April 15, 2008

John Staelin
Chair, Clarke County
Board of Supervisors

ATTEST:

David L. Ash
County Administrator

Revision of FY08 General Government Capital Projects

Tom Judge provided an overview of the revision to the FY08 General Government Capital Projects.

Vice Chairman Hobert moved to adopt the proposed budget changes as presented.

Be it resolved that currently budgeted and appropriated General Government Capital Project expenditures be transferred as follows:

- Regional Jail -207,405
- Technology (Phone Switch) +130,000
- Roofing Repairs +25,500
- General District Court Repairs +19,000
- Sheriff's Vehicle +32,905

The motion was approved by the following vote:

John R. Staelin, Chair - Aye
J. Michael Hobert, Vice Chair - Aye

Barbara J. Byrd - Aye
A.R. Dunning, Jr. - Aye
David S. Weiss - Aye

Adopt FY09 Budget and Appropriations

Tom Judge and John Staelin reviewed for the Supervisors the various budget proposals put forward for Board consideration by Joint Administrative Services in response to State budget shortfalls.

Mr. Judge put forth that Helen Butts, Clerk of the Circuit Court, had prepared a notice advising of a \$5,000 State-funded budget shortfall. He noted that the State cuts enacted after local budgets were set had made things very difficult.

Supervisor Dunning moved that the Supervisors accept Proposal D reflecting Personal Property estimate reductions, Commonwealth funding reduced, Corresponding Commonwealth funded expenditures reduced but showing capital reductions in FY09 Shifted to FY08.

The motion was approved by the following vote:

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

Supervisor Weiss asked for consideration of reducing the additional funding of \$60,000 to Clarke County Library for furnishing. Vice Chairman Hobert and Supervisor Weiss reached a compromise of a reduction of \$15,931 thus balancing the budget.

Vice Chairman Hobert moved that it be resolved by the Board of Supervisors of the County of Clarke, Virginia, in a meeting assembled this 15th day of April, 2008, a public hearing having been held on April 8, 2008, as required by statute, that the informative and fiscal planning budget for Clarke County for the fiscal year extending July 1, 2008 through June 30, 2009 be approved as follows and to have a balanced budget through 120 with the except that government capital be reduced by \$15,931 in pay as you go to balance the budget.

The motion was approved by the following vote:

John R. Staelin, Chair - Aye
J. Michael Hobert, Vice Chair - Aye
Barbara J. Byrd - Aye

A.R. Dunning, Jr. - Aye
David S. Weiss - Aye

FY09 BUDGET RESOLUTION
08-08R

BE IT RESOLVED, by the Board of Supervisors of the County of Clarke, Virginia, in a meeting assembled this 15th day of April, 2008, a public hearing having been held on April 8, 2008, as required by statute, that the informative and fiscal planning budget for Clarke County for the fiscal year extending July 1, 2008 through June 30, 2009 be approved as follows:

	FY07 Original Budget	FY07 Audited Actual	FY08 Adopted Budget	FY08 Revised Budget	FY09 Adopted Budget	Variance 09-08 Adopted
EXPENDITURE						
Board of Supervisors	63,880	57,283	66,424	66,424	65,003	(1,421)
County Administrator	213,605	228,425	235,698	235,698	276,919	41,221
Legal Services	35,000	58,520	73,209	73,209	75,856	2,647
Commissioner of Revenue	225,507	225,609	241,677	241,677	243,365	1,688
Assessor	58,898	56,892	62,560	62,560	96,138	33,578
Equalization Board	-	296	-	-	-	-
Treasurer	227,779	225,139	251,803	283,448	276,676	24,873
Information Technology	205,565	209,419	251,315	251,315	290,127	38,812
Electoral Board	25,361	27,665	30,875	31,713	31,535	660
General Registrar	59,030	58,637	62,024	62,024	66,982	4,958
Circuit Court	9,770	11,636	11,270	11,270	15,270	4,000
General District Court	5,936	6,843	7,371	7,371	7,821	450
Magistrate	1,000	1,248	1,000	1,000	1,350	350
J&D Court	18,270	16,581	4,050	4,050	19,200	15,150
Clerk of the Circuit Court	80,805	77,933	90,577	90,577	101,417	10,840
Victim/Witness Coordinator	44,452	38,002	39,113	39,113	38,259	(854)
Division of Court Services	3,500	3,431	3,500	3,500	3,500	-
Blue Ridge Legal Services	1,021	1,021	1,021	1,021	2,000	979
Commonwealth Attorney	230,623	234,869	236,572	240,872	240,553	3,981
Commonwealth Attorney Grants	32,902	28,318	36,670	36,670	37,495	825
Sheriff	1,349,138	1,339,118	1,478,004	1,461,141	1,531,944	53,940
Sheriff's Grants	141,629	154,264	135,508	169,433	150,011	14,503
Communications	308,440	311,797	358,679	358,679	391,190	32,511
Communications Grants	-	-	-	-	7,000	7,000
Criminal Justice Training Center	12,160	12,160	11,780	11,780	13,000	1,220
Drug Task Force	12,075	13,914	15,000	15,000	15,000	-
Emergency Medical Services	338,928	332,225	373,074	373,074	366,828	(6,246)
Volunteer Fire Companies	30,300	73,126	30,300	30,300	41,723	11,423
Blue Ridge Volunteer Fire Company	38,000	38,000	38,000	38,000	50,000	12,000
Boyce Volunteer Fire Company	38,000	38,000	38,000	38,000	50,000	12,000
Enders Volunteer Fire Company	58,865	58,865	58,865	58,865	75,000	16,135
Shenandah Farms Volunteer Fire Company	38,000	38,000	38,000	38,000	50,000	12,000
Lord Fairfax Emergency Medical Services	4,467	4,467	4,467	4,467	4,929	462
Forestry Service	1,987	1,987	1,987	1,987	3,576	1,589
Regional Jail	322,653	285,781	417,447	417,447	440,903	23,456
Juvenile Detention Service	38,509	39,855	53,642	53,642	58,420	4,778

	FY07 Original Budget	FY07 Audited Actual	FY08 Adopted Budget	FY08 Revised Budget	FY09 Adopted Budget	Variance 09-08 Adopted
Probation Office	2,026	1,014	2,030	2,030	2,030	-
Building Inspections	226,976	210,666	222,423	222,423	153,125	(69,298)
Animal Control	131,713	101,770	137,881	137,881	134,063	(3,818)
Medical Examiner	200	210	300	300	300	-
Refuse Disposal	240,000	275,097	270,000	270,000	285,000	15,000
Litter Control	5,500	6,477	5,500	5,500	5,429	(71)
Sanitation	69,000	68,947	59,000	94,935	49,200	(9,800)
Maintenance/Buildings & Grounds	840,353	795,353	882,673	882,673	1,010,392	127,719
Local Health Department	183,812	183,812	186,101	186,101	200,205	14,104
Our Health	6,300	6,300	6,300	6,300	6,500	200
Northwestern Community Services	41,000	41,000	41,000	41,000	82,000	41,000
Northwestern Health Svc	814	814	814	814	747	(67)
Concern Hotline	1,000	1,000	1,000	1,000	1,000	-
NW Works	-	-	-	-	1,000	1,000
State and Local Hospitalization	4,910	5,507	4,910	4,910	5,500	590
Shenandoah Area Agency on Aging	20,000	20,000	20,000	20,000	35,000	15,000
Loudoun Transit Service	14,976	14,976	16,640	16,640	17,639	999
Abused Women's Shelter	2,000	2,000	2,000	2,000	2,500	500
Access Independence (serves the disabled)	840	840	840	840	1,000	160
Disability Services Board	685	685	685	685	707	22
Lord Fairfax Community College	12,997	12,997	15,043	15,043	15,043	-
Parks Administration	317,650	313,533	335,015	335,015	322,769	(12,246)
Recreation Center	88,336	85,418	94,683	94,683	97,852	3,169
Swimming Pool	78,831	66,528	85,096	85,096	87,819	2,723
Parks Programs	265,817	191,838	284,643	284,643	283,650	(993)
Virginia Commission for Arts	2,000	2,000	2,000	4,000	8,500	6,500
Regional Library	168,701	168,701	176,251	176,251	197,035	20,784
Planning Administration	393,273	559,904	512,442	512,442	460,561	(51,881)
Help With Housing	7,200	7,200	7,200	7,200	7,200	-
Habitat for Humanity	-	9,000	-	9,000	-	-
Board of Zoning Appeals	1,100	6,572	3,450	5,450	3,620	170
Office of Economic Development	38,610	1,282	30,000	30,000	60,000	30,000
Berryville Development Authority	3,755	475	3,755	3,755	3,800	45
Small Business Development Center	1,892	1,892	1,892	1,892	2,000	108
Blandy Experimental Farm	4,000	4,000	4,000	4,000	4,000	-
Clarke County Tourism Alliance	10,000	-	-	-	-	-
Planning Commission	49,625	21,734	52,125	52,125	82,117	29,992
Board of Septic Appeals	1,600	3,317	2,339	2,339	2,740	401
Historic Preservation Commission	21,560	9,041	7,010	7,010	7,500	490
NSV Regional Planning District Commission	10,720	10,720	10,824	10,824	12,810	1,986
Regional Airport	10,000	10,000	10,000	10,000	5,000	(5,000)
Friends of the Shenandoah	4,000	4,000	4,000	4,000	6,000	2,000
Lord Fairfax Soil & Water Conservation	9,000	9,000	9,000	9,000	9,500	500
Biosolids Application	2,982	15,766	,000	6,000	17,570	11,570
Development Rights	7,500	485,302	-	-	-	-
Cooperative Extension	90,102	68,242	92,216	92,216	93,102	886
Northern Virginia 4-H Center	3,000	3,000	3,000	3,000	3,000	-
Gypsy Moth	9,927	14,341	9,927	9,927	17,507	7,580
Non-Departmental Legal/Prof. Contingency	169,000	11,209	75,000	73,000	111,633	36,633

	FY07 Original Budget	FY07 Audited Actual	FY08 Adopted Budget	FY08 Revised Budget	FY09 Adopted Budget	Variance 09-08 Adopted
Social Services	1,326,941	1,174,473	1,359,412	1,359,412	1,364,224	4,812
School Operations	19,473,250	19,024,654	20,319,438	20,493,220	20,303,923	(15,515)
School Food Service Fund	740,951	630,672	777,401	777,401	749,260	(28,141)
Comprehensive Services Act	770,177	1,129,788	941,968	941,968	766,772	(175,196)
Drug Enforcement	-	45,946	-	-	-	-
Conservation Easement	-	485,302	-	-	1,984,044	1,984,044
General Capital Improvements	5,415,400	1,703,519	728,488	714,408	605,497	(122,991)
School Capital Improvements	11,010,595	2,889,465	1,041,012	1,368,747	484,650	(556,362)
General Debt Service	83,000	83,000	89,000	89,000	309,539	220,539
School Debt Service	1,379,651	1,377,101	3,876,150	3,876,150	3,529,168	(346,982)
Joint Administrative Svc	421,924	418,662	460,196	464,958	549,938	89,742
Unemployment Compensation	5,000	363	5,000	5,000	10,000	5,000
TOTAL EXPENDITURE	48,478,227	37,105,751	38,054,555	38,647,534	39,711,670	1,657,115

					578,519	
<i>Local Funds for Schools</i>	<i>14,975,935</i>	<i>12,544,746</i>	<i>13,561,740</i>	<i>14,063,257</i>	<i>13,525,475</i>	<i>(36,265)</i>

ESTIMATED REVENUE

LOCAL REVENUE

Current Real Estate Taxes	10,581,518	10,863,027	11,748,428	11,748,428	12,273,479	525,051
Delinquent Real Estate Taxes	175,005	112,274	112,703	112,703	146,514	33,811
Land Redemptions	1,033	-	-	-	-	-
Land Use Rollback Tax	9,510	110,569	10,308	10,308	-	(10,308)
Proceeds from Delinquent Land Sale	-	4,985	-	-	5,000	5,000
Public Service Corporation Real Estate	195,279	201,209	214,560	214,560	234,375	19,815
Delinquent Taxes on Public Service Corp	-	49	-	-	-	-
Current Personal Property Taxes	2,651,506	3,167,179	2,575,774	2,575,774	3,256,034	680,260
Delinquent Personal Property Taxes	27,663	99,495	35,000	46,192	85,000	50,000
Mobile Home Taxes	1,643	880	628	628	848	220
Machinery and Tools Taxes	330,832	293,363	295,051	295,051	308,199	13,148
Delinquent Taxes on Machinery & Tools	359	-	359	359	-	(359)
Penalties (All Property Taxes)	110,259	119,358	114,179	114,179	114,179	-
Interest (All Property Taxes)	65,294	54,033	51,627	51,627	54,034	2,407
Administrative Costs Delinq	1,020	880	1,020	1,020	1,170	150
Sales and Use Taxes	944,521	868,282	825,000	825,000	800,000	(25,000)
Consumer's Utility Taxes	528,770	462,559	399,594	399,594	333,094	(66,500)
Consumption Tax	35,438	35,176	36,502	36,502	35,176	(1,326)
Communications Tax	-	211,310	464,197	464,197	447,138	(17,059)
Business License Tax	30,000	26,710	27,200	27,200	26,710	(490)
Franchise License Tax	27,755	35,398	-	-	-	-
Utility License Tax	-	-	11,104	11,104	-	(11,104)
Motor Vehicle Licenses	281,756	277,730	282,920	282,920	277,730	(5,190)
Motor Vehicle License Penalty	-	4,480	1,000	1,000	1,000	-
Recordation Taxes	360,000	357,729	266,416	266,416	146,812	(119,604)
Taxes on Wills	3,926	6,138	4,308	4,308	4,468	160
Transient Occupancy Tax	9,419	17,802	11,983	11,983	17,802	5,819
Animal Licenses	8,302	7,626	8,302	8,302	8,184	(118)
Animal Shelter Fees - Dogs & Cats	11,805	6,985	9,711	9,711	9,711	-
Dangerous Dog Registration	50	-	-	-	-	-
Land Use Application Fees Penalties	5,700	8,500	4,900	4,900	6,300	1,400

	FY07 Original Budget	FY07 Audited Actual	FY08 Adopted Budget	FY08 Revised Budget	FY09 Adopted Budget	Variance 09-08 Adopted
Land Use Application Fees	4,450	100	4,050	4,050	3,050	(1,000)
Transfer Fees	709	535	715	715	660	(55)
Zoning and Subdivision Permits	214,506	178,140	130,000	130,000	130,500	500
Building Permits	250,000	159,338	244,488	244,488	127,471	(117,017)
Road Sign Fees	819	-	-	-	-	-
New Dwelling Address Fee	4,200	3,190	3,700	3,700	3,190	(510)
Mapping Fee	4,200	3,802	2,700	2,700	3,450	750
Pyts from Other Jursdictions	20,000	-	-	-	-	-
Sign Permits and Inspection Fees	888	938	895	895	772	(123)
Weapons Permits	2,643	2,845	3,000	3,000	2,835	(165)
Other permits, fees, and licenses	513	775	513	513	563	50
Court Fines and Forfeitures	130,000	306,346	276,500	276,500	297,305	20,805
DNA Fees - Blood Test	19	148	119	119	119	-
Courthouse Security Fees	20,000	28,669	25,200	25,200	45,000	19,800
Interest on Bank Deposits	290,386	407,533	304,203	304,203	209,439	(94,764)
Rental of Property	74,906	76,760	74,906	74,906	74,906	-
Excess Fees of Clerks	80,000	36,720	33,600	33,600	14,035	(19,565)
Sheriff's Fees	814	796	875	875	797	(78)
Commonwealth's Attorney Fees	458	497	468	468	511	43
Court Appointed Attorney	160	-	160	160	-	(160)
Central Alarm - Berryville	2,000	2,000	2,000	2,000	2,000	-
Jail Processing Fee	2,659	1,555	925	925	1,792	867
Jail Time Nonconsecutive	175	-	-	-	-	-
Law Library Revenue	-	-	10	10	-	(10)
911 Call Fees	284,344	154,293	-	-	-	-
Charges for Other Protection	4,372	-	1,446	1,446	-	(1,446)
EMS/Code Enforcement - Berryville	50,368	50,368	62,298	62,298	76,140	13,842
Wireless E-911	34,184	33,080	-	-	47,600	47,600
Humane Foundation Contribution	28,600	23,287	32,616	32,616	31,002	(1,614)
Recycling Rebate	22,715	78,625	22,715	22,715	39,313	16,598
Recreation Center Fees	39,471	38,468	39,621	39,621	39,880	259
Swimming Pool Fees	82,009	90,528	82,384	82,384	84,501	2,117
Parks Programs Fees	283,700	254,072	300,000	300,000	300,000	-
Sale of Maps, Surveys, etc.	39	20	37	37	37	-
Sale of Publications	865	541	819	819	776	(43)
Engineer's Fees	40,000	89,775	130,000	130,000	50,000	(80,000)
Biosolids Application Fees	-	12,951	6,000	6,000	14,000	8,000
Gas Tax & Other Refunds	24,879	42,292	24,879	24,879	28,162	3,283
Gifts & Donations in Lieu of Taxes	2,500	2,500	2,500	2,500	2,500	-
Sale of Salvage & Surplus Property	3,033	13,099	1,000	1,000	-	(1,000)
Sale of Vehicles	9,940	-	2,000	2,000	5,000	3,000
Insurance Adjustments	4,373	-	4,373	4,373	4,373	-
Miscellaneous Revenue	26,400	15,303	14,314	14,314	11,551	(2,763)
Loan Repayment	-	-	5,287	5,287	5,287	-
Insurance Recovery	18,672	5,919	12,205	12,205	12,205	-
Welfare	-	49,446	-	-	-	-
Comprehensive Services Act	-	11,083	-	-	-	-
School Operations	263,700	344,130	257,809	257,809	305,175	47,366
School Food Service Fund	582,951	482,646	619,401	619,401	590,260	(29,141)
Drug Enforcement	-	8,968	-	-	-	-
Conservation Easement	-	233,150	-	-	-	-

	FY07 Original Budget	FY07 Audited Actual	FY08 Adopted Budget	FY08 Revised Budget	FY09 Adopted Budget	Variance 09-08 Adopted
General Capital Projects	4,624,855	22,423	-	-	131,250	131,250
School Capital Projects Proffers	-	18,496	-	-	-	-
School Capital Projects	6,946,595	19,648	85,000	85,000	-	(85,000)
Parks Construction Fund	-	12,798	-	-	-	-
General Debt Service	-	4,955	-	-	-	-
School Debt Service	20,000	1,156,781	1,427,808	1,427,808	1,400,000	(27,808)
TOTAL LOCAL REVENUE	30,901,533	21,834,058	21,756,313	21,767,505	22,690,364	934,051

REVENUE FROM THE
COMMONWEALTH OF VIRGINIA

ABC Profits	5,426	5,425	5,426	5,426	-	(5,426)
Motor Vehicles Carrier's Taxes	17,701	17,789	18,834	18,834	17,671	(1,163)
Mobile Home Titling Tax	3,123	-	1,024	1,024	-	(1,024)
Tax on Deeds (Grantor's Tax)	140,000	75,028	159,589	159,589	150,000	(9,589)
Other Non-Categorical Aid	1,351	148	-	-	-	-
Quarterly Rental Tax	2,510	2,201	2,510	2,510	2,361	(149)
Personal Property Tax Relief	2,483,842	2,504,994	2,483,842	2,483,842	2,483,842	-
Commonwealth's Attorney	178,215	180,165	188,763	188,763	188,398	(365)
Sheriff	705,093	745,943	773,894	773,894	791,414	17,520
Commissioner of Revenue	89,751	87,677	94,383	94,383	94,780	397
Treasurer	89,337	84,677	93,948	114,401	105,434	11,486
Medical Examiner	120	220	135	135	170	35
Registrar	48,041	48,352	48,041	48,041	50,637	2,596
Clerk of the Circuit Court	4,627	27,199	4,500	4,500	6,481	1,981
DMV CPSF Grant	4,500	-	2,000	2,000	5,130	3,130
DMV 402 Grant	3,000	6,478	6,000	11,200	6,000	-
Emergency Services Grants	3,874	3,314	3,679	3,679	3,679	-
Litter Control	4,375	4,289	3,284	3,284	5,429	2,145
Other Categorical Aid	4,463	3,458	5,663	5,663	5,923	260
Fire Programs Fund	25,308	67,820	25,308	25,308	35,123	9,815
Virginia Commission for the Arts	-	-	-	2,000	5,250	5,250
Gypsy Moth Control	-	3,808	-	-	-	-
Division of Historic Landmarks	10,000	-	1,691	1,691	-	(1,691)
Welfare	999,440	798,601	980,088	980,088	945,234	(34,854)
School Operations	8,520,049	8,243,463	8,773,760	8,773,760	7,986,926	(786,834)
School Food Service Fund	12,000	11,161	12,000	12,000	12,000	-
Comprehensive Services Act	372,107	569,101	461,489	461,489	355,834	(105,655)
Drug Enforcement Grant	-	9,329	-	-	-	-
Conservation Easement	-	-	-	-	403,220	403,220
General Capital Projects	-	184,034	-	100,000	-	-
School Capital Projects	180,000	107,747	180,000	180,000	180,000	-
School Debt Service	235,357	232,080	230,255	230,255	220,855	(9,400)
TOTAL COMMONWEALTH REVENUE	14,143,610	14,024,502	14,560,106	14,687,759	14,061,791	(498,315)

FEDERAL REVENUE

Payment in Lieu of Taxes	3,690	4,916	3,690	3,690	4,916	1,226
Crime Victims Assistance	60,851	55,872	71,928	71,928	38,259	(33,669)
Multi Agency Federal Task Force	71,428	50,684	72,830	72,830	75,001	2,171
DOJ Criminal Analysis Grant	3,750	(5,887)	-	-	-	-

	FY07 Original Budget	FY07 Audited Actual	FY08 Adopted Budget	FY08 Revised Budget	FY09 Adopted Budget	Variance 09-08 Adopted
DOJ Vest Grant	-	-	3,000	3,000	1,050	(1,950)
DOJ School Resource Officer Grant	22,270	22,100	22,270	22,270	19,000	(3,270)
School Resource Officer Grant	33,119	36,523	22,000	22,000	-	(22,000)
DOJ Local Law Enforcement Block Grant	3,562	3,866	7,500	7,500	7,500	-
Conservation Easement	-	-	-	-	1,322,696	1,322,696
V-Stop	-	-	-	-	26,417	26,417
School Operations	721,860	632,147	720,228	720,228	699,310	(20,918)
School Food Service Fund	146,000	147,343	146,000	146,000	147,000	1,000
General Capital Projects	-	305,540	112,890	-	-	(112,890)
School Capital Projects	-	-	-	327,735	-	-
TOTAL FEDERAL REVENUE	1,066,530	1,253,105	1,182,336	1,397,181	2,341,149	1,158,813
BUDGET BALANCE PROCEDURE						
TOTAL EXPENDITURES	48,478,227	37,105,751	38,054,555	38,647,534	39,711,670	1,657,115
TOTAL REVENUE	46,111,673	37,111,664	37,498,755	37,852,445	39,093,304	1,594,549
SURPLUS (DEFICIT)	(2,366,554)	5,913	(555,800)	(795,089)	(618,366)	(62,566)
FROM FUND BALANCE	2,366,554	(5,913)	555,800	795,089	618,366	62,566
NET	-	-	-	-	-	-

Attest:

David L. Ash, Clerk
Clarke County Board of Supervisors

Supervisor Dunning moved that be it resolved by the Board of Supervisors of the County of Clarke, Virginia, that the following appropriations are hereby made for the period of July 1, 2008 through June 30, 2009, for the functions and purposes indicated:

The motion was approved by the following vote:

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

APPROPRIATIONS RESOLUTIONS 08-11R

General Fund

To be expended only on order of the Board of Supervisors except that grants for the Commonwealth's Attorney, Victim Witness and Sheriff are only to be expended to the extent of available revenue:

<i>Direct Revenue to the General Fund</i>	\$	9,054,655
<i>Total Appropriation</i>	\$	9,054,655

Social Services Fund

To be expended only on order of the Board of Social Services:

<i>Direct Revenue to Social Services Fund</i>	\$	945,234
<i>Transfer from General Fund</i>	\$	418,990
<i>Total Appropriation</i>	\$	1,364,224

School Operating Fund

To be expended only on order of the School Board:

<i>Direct Revenue to School Operating Fund</i>	\$	8,991,411
<i>Transfer from General Fund</i>	\$	11,312,512
<i>Total Appropriation</i>	\$	20,303,923

Comprehensive Services Fund

To be expended only on order of the Comprehensive Services Board:

<i>Direct Revenue to Comprehensive Services Fund</i>	\$	355,834
<i>Transfer from General Fund</i>	\$	410,938
<i>Total Appropriation</i>	\$	766,772

Conservation Easement Fund

For projects under Conservation Easement Budget to be added to continuing appropriations in the Conservation Easement Fund and to be expended only on order of the Board of Supervisors:

<i>Direct Revenue to Conservation Easement Fund</i>	\$	1,725,916
<i>Transfer from General Fund</i>	\$	258,128
<i>Total Appropriation</i>	\$	1,984,044

General Capital Projects Fund

For projects under General Government Capital Projects Budget to be added to continuing appropriations in the General Government Capital Projects Fund and to be expended only on order of the Board of Supervisors:

<i>Direct Revenue to General Capital Projects Fund</i>	\$	131,250
<i>Transfer from General Fund</i>	\$	474,247
<i>Total Appropriation</i>	\$	605,497

School Capital Projects Fund

For projects under the School Capital Projects Budget to be added to continuing appropriations in the School Capital Projects Fund and to be expended only on order of the School Board:

<i>Direct Revenue to the School Capital Projects Fund</i>	\$	180,000
<i>Transfer from General Fund</i>	\$	304,650
<i>Total Appropriation</i>	\$	484,650

School Debt Service Fund

To be expended only on order of the Board of Supervisors or School Board:

<i>Direct Revenue to the School Debt Service Fund</i>	\$	1,620,855
<i>Transfer from General Fund</i>	\$	1,908,313
<i>Total Appropriation</i>	\$	3,529,168

Government Debt Service Fund

To be expended only on order of the Board of Supervisors:

<i>Transfer from General Fund</i>	\$	309,539
<i>Total Appropriation</i>	\$	309,539

Joint Administrative Services Fund

To be expended only on order of the Joint Administrative Services Board:

<i>Transfer from General Fund</i>	\$	549,938
<i>Total Appropriation</i>	\$	549,938

Unemployment Compensation Fund

To be expended only on order of the Board of Supervisors or School Board:

<i>Transfer from General Fund</i>	\$	10,000
<i>Total Appropriation</i>	\$	10,000

TESTE:

David L. Ash, County Administrator

Supervisor Dunning moved that it be resolved by the Board of Supervisors of the County of Clarke, Virginia, that the Treasurer of Clarke County, Virginia is hereby authorized to honor Food Service warrants drawn by the School Board of Clarke County for the fiscal year 2008-2009 to the extent of the balance in such Food Service Fund as of 30, June, 2008, plus such receipts as may be deposited during the Fiscal Year 2008-2009.

The motion was approved by the following vote:

John R. Staelin, Chair - Aye

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

**FOOD SERVICE APPROPRIATIONS RESOLUTION
08-12R**

2. **BE IT RESOLVED**, by the Board of Supervisors of the County of Clarke, Virginia, that the Treasurer of Clarke County, Virginia is hereby authorized to honor Food Service warrants drawn by the School Board of Clarke County for the fiscal year 2008-2009 to the extent of the balance in such Food Service Fund as of 30, June, 2008, plus such receipts as may be deposited during the Fiscal Year 2008-2009.

Attest:

David L. Ash, Clerk
Clarke County Board of Supervisors

Supervisor Dunning moved that it be resolved by the Board of Supervisors of the County of Clarke, Virginia, that the Treasurer of Clarke County, Virginia, be and hereby is authorized to honor Drug Enforcement Fund warrants drawn by the County of Clarke for the Fiscal Year 2008-2009 to the extent of the balance in such Drug Enforcement Fund as of 30, June, 2008, plus such receipts as may be deposited during the Fiscal Year 2008-2009.

The motion was approved by the following vote:

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

**APPROPRIATIONS RESOLUTION DRUG ENFORCEMENT FUND
08-13R**

3. **BE IT RESOLVED**, by the Board of Supervisors of the County of Clarke, Virginia, that the Treasurer of Clarke County, Virginia, be and hereby is authorized to honor Drug Enforcement Fund warrants drawn by the County of Clarke for the Fiscal Year 2008-2009 to the extent of the balance in such Drug Enforcement Fund as of 30, June, 2008, plus such receipts as may be deposited during the Fiscal Year 2008-2009.

Attest:

David L. Ash, Clerk
Clarke County Board of Supervisors

Adopt FY09 Tax Rate Resolutions

Supervisor Dunning moved to adopt the proposed FY09 Tax Rate Resolution as presented.

The motion was approved by the following vote:

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

**TAX RATE RESOLUTION
08-09**

BE IT RESOLVED, by the Board of Supervisors of the County of Clarke, Virginia in meeting assembled this 15th day of April, 2008, a public hearing having been held on April 8, 2008, as required by statute, that the tax rates for calendar year 2008, to support the budget for Clarke County for the fiscal year July 1, 2008 through June 30, 2009, be and hereby are fixed at:

ALL TAX RATES ARE BASED ON EACH \$100 OF ASSESSED VALUATION
2008

1. Real Estate, including the real estate of public service corporations**	\$ 0.50
2. Tangible personal property except machinery and tools and qualified Fire and Rescue Vehicles	\$4.00
3. Tangible Machinery and tools	\$ 1.25
4. Tangible personal property of qualified Fire & Rescue Vehicles*	\$ 2.00

** Mobile Homes will be assessed as personal property, but taxed at the same rate as real estate.

Establish PPTRA Reimbursement Factor

Supervisor Byrd moved that it be resolved that the Clarke County Board of Supervisors establishes a PPTRA rate average of 57.2.

The motion was approved by the following vote:

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

Concur in Personal Property Tax Assessment Ratio

Supervisor Dunning moved to adopt the Personal Property Tax Assessment Ratio Resolution 08-04R.

The motion was approved by the following vote:

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

PERSONAL PROPERTY TAX ASSESSMENT RATIO
08-04R

WHEREAS, pursuant to Virginia Code §58.1-3503(B), assessment ratios may be used by the Commissioner of Revenue, with the concurrence of the governing body, for tangible personal property tax assessment purposes; and

WHEREAS, the Board deems it advisable to concur in the use of assessment ratios for certain categories of tangible personal property, as hereinafter set forth.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors hereby concurs in the use by the Commissioner of Revenue of a seventy-five percent (75%) assessment ratio for the categories of tangible personal property described in subdivision 15, 16, and 17 of paragraph A of Virginia Code §58.1-3503, and a twenty-five percent (25%) assessment ratio for the category of tangible personal property described in subdivision 2 of paragraph A of Virginia Code §58.1-3503.

Adopted by the Clarke County Board of Supervisors at a regular meeting held on April 15, 2008.

Attest:

John Staelin, Chairman
Clarke County Board of Supervisors

VDOT

Jeff Lineberry, with Bob Childress, provided the monthly update from the Virginia Department of Transportation.

Maintenance, Construction Updates and Supervisor Concerns,

- An informational letter dated April 15, 2008 was distributed as follow up on a meeting with constituents on Allen Road Route 639 that provided maintenance information.

- An informational letter was distributed regarding Route 761 Clarke County dated April 3, 2001 and Route 761 Flood Study Information Clarke County dated April 15, 2008
- Have been scrapping non-hard-surface roadways and placing stone placements. Route 639 will be taken care of latter this month.
- Brush clearing and guardrail upgrades are in progress.
- A Sign request for Route 761 made by Sheriff Roper has been received.
- Jeff Lineberry provided an update on Wadesville Road stating that the Railroad had responded advising that they would deal with this problem as part of their routine maintenance.

2008 Clarke County Secondary Six-Year Program

Mr. Lineberry reviewed the results of the public hearing, as well as VDOT's request to defer action pending further adjustments. John Staelin noted that the Secondary Six Year Plan presented reflected a 28% reduction. Mr. Lineberry advised that Westwood Road construction was kept and set for 2012. He put forward for consideration that the plan would eventually have to be adopted in order for VDOT to proceed. He stated that VDOT did not have control over the money and must work with what they are given.

Following discussion, the Supervisors concurred that the plan presented did not meet the safety needs of the County.

Supervisor Dunning moved to accept Resolution 08-07R BOS Alternate refusing to accept the Secondary Six Year Plan as presented.

The motion was approved by the following vote:

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

SIX-YEAR PLAN FOR SECONDARY ROADS (2008/09 THROUGH 2013/14) AND THE CONSTRUCTION PRIORITY LIST (2008/09) FOR CLARKE COUNTY RESOLUTION 08-07R

At a regular meeting of the Board of Supervisors of the County of Clarke, held at the Circuit Courthouse on Tuesday, April 15, 2008 at 2:00 p.m.

Present were: Barbara J. Byrd; J. Michael Hobert; John R. Staelin; David S. Weiss

On motion by Supervisor A.R. Dunning, Jr. the following was approved unanimously.

WHEREAS, Section 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan and,

WHEREAS, this Board assisted in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan on March 18, 2008 after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and,

WHEREAS, Mr. J. A. Lineberry, Residency Administrator, Virginia Department of Transportation, appeared before the board and recommended approval of the Six-Year Plan for Secondary Roads (2008/09 through 2013/14) and the Construction Priority List (2008/09) for Clarke County and,

WHEREAS, The Commonwealth has reduced state funding for transportation to the point where it no longer meets the needs of the citizens of Clarke County.

NOW, THEREFORE, BE IT RESOLVED that although Six-Year Plan for Secondary Roads (2008/09 through 2013/14) and the Construction Priority List (2008/09) for Clarke County ranks Clarke County's priorities in the proper order, the Plan lacks the funding required to complete the projects in a timely manner and thus does not meet the needs of the Secondary Road System in Clarke County or of the citizens residing on the Secondary System.

FURTHER, BE IT RESOLVED that Board of Supervisors refuses to approve the Six-Year Plan for Secondary Roads (2008/09 through 2013/14) and the Construction Priority List (2008/09) for Clarke County because it does not meet the Secondary Road System needs of Clarke County.

A Copy Teste:

David Ash, County Administrator

Discussion – Regional Water Supply Planning

Chairman Staelin advised that the Clarke County Board of Supervisors would soon be reviewing a similar resolution as presented in the packet noting that it would be necessary for all local jurisdictions to join together in regional water supply planning. The Supervisors discussed various regional water supply issues.

Chairman Staelin instructed David Ash to convey to the Regional Commission the Supervisors agreement with the proposed resolution and provide a letter of intent submission.

Committee Action

Personnel

Appointment to Authorities, Boards and Commissions

<i>Committee/Board</i>	<i>Appointee</i>	<i>Expiration Date</i>
Clarke County Historic Preservation Commission <i>Mr. Nelson is re-appointed to serve an additional one-year term as the Planning Commission representative to the HPC.</i>	Clifford Nelson	4/30/09
Conservation Easement Authority <i>Ms. McKelvy is re-appointed to serve an additional one-year term as the Planning Commission representative to the CEA.</i>	Patsy McKelvy	4/30/09
Clarke County Library Advisory Council <i>Ms. Foster is reappointed to serve an additional four-year term.</i>	Nancy Foster	4/15/12
Clarke County Library Advisory Council <i>Ms. Diggs is reappointed to serve an additional four-year term.</i>	Marjorie Diggs	4/15/12
Clarke County Planning Commission <i>Ms. Batterton is reappointed to serve an additional four-year term.</i>	Barbara Batterton	4/30/12

Supervisor Dunning moved to approve the appointment as presented.

The motion was approved by the following vote:

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

Work Session

Drought Plan/Ordinance Discussion

The Natural Resources Planner presented draft documents outlining a Drought Response Plan and Water Conservation Ordinance for consideration by the Board of Supervisors. The Board requested the proposed ordinance be placed on the April agenda to set public hearing for May and asked that further information be provided on how implementation would be coordinated with the Town of Berryville and the Sanitary

Authority and also asked that the last two years be reviewed to determine how frequently a watch or warning would have been prompted under the proposed standards.

Discussion of Whitman, Requardt & Associates Septage Receiving Facility Evaluation

Keith Dalton, Town of Berryville, provided the Preliminary Engineering Report prepared by WR&A, which was distributed including supplemental information in order to refresh memories regarding this matter. Following Closed Session during the Work Session, the Board directed that staff contact the Town along with legal and technical counsel in order to establish a time to discuss the details of a proposed agreement.

Finance Committee Budget Update for Public Hearing

The Finance Committee requested that the full Board be updated on the current status of the FY09 Budget prior to the Public Hearing. The Board discussed the status of the proposed budget and implication of information revised since publication of the proposal.

Update on Joint Administrative Building

The proposed tour of the Joint Administration Building was postponed.

Bills And Claims

Chairman Staelin reviewed the bills and claims for March 2008 for general government and February 2008 for Clarke County Public Schools.

Chairman Staelin moved to accept bills and claims for general government for March 2008.

The motion was approved by the following vote:

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

Review Of Draft Work Plans for Important County Issues

Energy Conservation

Vice Chairman Hobert distributed to the Supervisors a copy of Fairfax County's energy conservation plan for review and to aid them in creating a framework for plan development.

Broadband / Wireless Access

Chairman Staelin updated the Supervisors advising that Gordon Russell had been diligently working on the new website but would be providing the maps at his earliest opportunity.

David Ash provided an update on conversations with Visuallink advising that with upgrades as much as 90% of the County could have access to wireless internet service.

Tax Base Expansion

Chairman Staelin provided an update on his efforts on tax base expansion including a project report requesting the procurement of a consultant to develop strategies to expand the local tax base.

Vice Chairman Hobert moved to adopt the report as presented and to instruct David Ash and Tom Judge to prepare an RFQ seeking a consultant to assist the Supervisors in moving forward with this process.

The motion was approved by the following vote:

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

Berryville Clarke County Government Center Update

David Ash provided a brief update following up with the request by the Supervisors to take a tour of the facility. He advised that meetings occurred every other Wednesday beginning April 23 and asked the Supervisors to get back with him as to their availability.

Miscellaneous

NIMS Compliance

David Ash provided a brief synopsis of the National Incident Management System advising the Supervisors that NIMS compliance was required by September 30, 2008 to ensure continued federal and grant funding. He told the Supervisors that of the training component telling them that all Board members and selected general government personnel would be required to participate in and be certified in specific courses. Mr. Ash stated that more specific information would be forthcoming.

Summary Of Required Action

<u>Item</u>	<u>Description</u>	<u>Responsibility</u>
1.	Process approved minutes, secure signatures, and upload to website.	Lora B. Walburn
2.	Provide approval notification request for easement approval Anne Morgan – Tax Map#’s 29-((A))-7 and 29-((A))-7A, 5.52 acres, 2 DURs	Lora B. Walburn
3.	Process 0810R Mission Statement and Objectives of the Coalition on Illegal Aliens to be presented at next meeting of the Coalition.	Lora B. Walburn
4.	Provide notice of approval for Special Entertainment Permit Property Owners of Shenandoah Farms Community Day June 21, 2008	Lora B. Walburn
5.	Provide notice of approval Special Entertainment Permit: 2008 Clarke County Parks and Recreation Summer Concerts June 25 and July 30	Lora B. Walburn
6.	Advertise Public Hearing CC-08-01 Chapter 180 Water and Wastewater Drought Response and Drought Plan	Lora B. Walburn
7.	Advertise Public Hearing – FY08 Budget Amendment	Lora B. Walburn
8.	Update County Code Chapter 165 Taxation Article IV Tangible Personal Property CC-08-02 Personal Property Tax Relief Act	Lora B. Walburn
9.	Process Budget Resolutions 08-08R, 08-09R, 08-11R, 08-12R, 08-13R and upload to website.	Lora B. Walburn
10.	Process Personal Property Tax Assessment Ratio 08-04R and forward copy to the Commissioner of the Revenue.	Lora B. Walburn
11.	Process and forward to VDOT 08-07R SSYP.	Lora B. Walburn

<u>Item</u>	<u>Description</u>	<u>Responsibility</u>
12.	Convey to NSVRC the Supervisors agreement with the proposed resolution and provide a letter of intent submission.	David Ash
13.	Provide notice of appointment and update database.	Lora B. Walburn
14.	Prepare an RFQ seeking a consultant help the Supervisors prepare a strategy to expand the local tax base.	David Ash & Tom Judge
15.	Contact Jim Davis regarding Berryville truck ban and encourage the Town of Berryville to speak with them as well	John Staelin
16.	Follow up with David Ash as to availability to tour the joint government center.	Supervisors

Adjournment

There being no further business to be brought before the Board at 4:22 p.m. Chairman Staelin adjourned the meeting.

Next Meeting Date

The regular meeting of the Board of Supervisors is set for Tuesday, May 20, 2008 at 1:00 p.m. in the Board of Supervisors Meeting Room.

ATTEST: April 15, 2008

John Staelin, Chairman

David L. Ash, County Administrator

Minutes Recorded and Transcribed by:
Lora B. Walburn
Deputy Clerk, Board of Supervisors