

January 19, 2021

Clarke County Board of Supervisors
Regular Meeting
Main Meeting Room

1:00 pm

At a regular meeting of the Board of Supervisors of Clarke County, Virginia, held in the Berryville Clarke County Government Center, 101 Chalmers Court, 2nd Floor, Berryville, Virginia, conducted on Tuesday, January 19, 2021, at 1:00 pm.

Board Members

Present Afternoon Session: Doug Lawrence – Russell District; Matthew E. Bass – Berryville District; David S. Weiss – Buckmarsh / Blue Ridge District; Terri T. Catlett - Millwood / Pine Grove District; Bev B. McKay – White Post District

Absent Afternoon Session: None

County Staff Present

Brenda Bennett, Chris Boies, Tiffany Kemp, Cathy Kuehner, Brian Lichty, Brandon Stidham, Brianna Taylor, Alison Teetor

Constitutional / State Offices / Other Agencies

Barbara Bosserman, Keith Dalton, Dr. Colin Greene, Jennifer Parker, Sheriff Anthony 'Tony' Roper

Press

Mickey Powell

Others Present

Mary Ivie, Tiny Tang, Chunmei Ma, Cindy Shao, Deloris Hausenfluck, Elizabeth Hanrahan, Sharon Harrison, Nathan Stalvey, and few other citizens.

1) Call to Order

Chair Weiss called the afternoon session to order at 1:02 pm.

2) Adoption of Agenda

- Add Closed Session pursuant to §2.2-3711-A7 Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel

Vice-Chair McKay moved to adopt the agenda as amended. The motion carried by the following vote:

Matthew E. Bass	-	Aye
Terri T. Catlett	-	Aye
Doug M. Lawrence	-	Aye
Beverly B. McKay	-	Aye
David S. Weiss	-	Aye

Chris Boies introduced Jennifer Parker, new Director of the Department of Social Services. Jennifer Parker was previously employed by Rappahannock County, where she was the Director of Social Services. Director Parker went through a multi-tiered review process with the Board of Social Services; the Board was very impressed with her accomplishments at Rappahannock County. She has done almost every job within Social Services. She comes from a similar small agency and a similar rural area. We are excited to have her as the new Director of Social Services.

The Board welcomed Jennifer Parker to the County.

Jennifer Parker stated that she is excited to be in the County, adding that she is getting to know the County and has had a great first week.

Chair Weiss thanked David Ash, former County Administrator, for stepping in as the Interim Director of Social Services.

Chair Weiss thanked Jennifer Parker, expressing that he looks forward to a long a fruitful service in the County for the people who need the services the most.

3) Citizens Comment Period

Tiny Tang, Fairfax County: appeared to address the Board on the awareness of forced organ harvesting in China. She read the following summary:

- I am originally from China, and now I live in Fairfax County.
- I am very excited to address you today because I could never do this in China.
- This is especially true because I am a Falun Gong practitioner.
- Falun Gong teaches gentle exercises, meditation, and the principles of Truthfulness, Compassion, and Tolerance.
- It has benefited the holistic health of over a hundred million people around the world. In July 1999, however, the Chinese Communist Party--the CCP--ordered the eradication of Falun Gong.
- ChunMei Ma, who is standing with me here, is a survivor of this persecution.
- Like many other Falun Gong practitioners, she was tortured and put into a forced labor camp for over four years, just because she told people the truth about Falun Gong.
- She suffered all kinds of tortures like forced feed, death bed, Electric Shock, forced drug, slave labor, and so on.
- The persecution of Falun Gong has continued for the past 21 years.
- The U.S. State Department has cited credible reports that the CCP has gone so far as to execute and sell the organs of Falun Gong practitioners.
- China has become a major international center for organ transplants, and many American patients travel there for this purpose.
- In fact, a Northern VA resident recently received an offer from China of a kidney transplant for his brother for \$50,000.
- The issue of forced organ harvesting in China has been underreported in the U.S. media, and we believe it is important to make our communities aware of it. Fairfax County and Shenandoah County passed resolutions to educate their citizens about the practice, and today I ask you to follow its example.
- Please introduce and pass a resolution to raise awareness of forced organ harvesting in China.
- We are submitting petitions from over 50 local residents in support of this request.
- Your action will protect the citizens of Clarke and also help our citizens to realize the evil nature of the Chinese Communist Party!

Cindy Shao, Fairfax County: appeared to address the Board on the awareness of forced organ harvesting in China. She read the following summary:



- I am a U.S. citizen originally from China, and I currently live in Fairfax County.
- I would like to make additional comments on the issue of forced organ harvesting that my friend Tiny just described.
- Since 2006, there have been numerous allegations that the Chinese Communist Party (CCP) has engaged in the mass murder of Falun Gong practitioners to sell their organs for profit.
- The CCP requires Chinese hospitals to examine prisoners of conscience for organ compatibility and then to remove their healthy organs as needed to supply an extremely profitable transplant enterprise.
- Their bodies are then cremated.
- The CCP's atrocious crime has taken the innocent lives of Falun Gong practitioners, Uygur Muslims, and probably Chinese Christians.
- In March 2020, a group of distinguished international experts called the China Tribunal published a report after a twelve-month investigation and concluded—and this is a quote—"Forced organ harvesting has been committed for years throughout China on a significant scale, and Falun Gong practitioners have been one -and probably the main - source of organ supply. You may find additional documentation in the handouts we provided.
- This issue should concern us here in Clarke County because members of our community who need an organ might consider traveling to China for a transplant without an awareness of the organ harvesting practice.
- Here in the U.S., the wait time for a matching kidney or liver can take several years, but in China, they can supply a match in a matter of weeks and at a much lower cost.
- But can you imagine finding out after the fact that your new organ was taken from a person who had been imprisoned for his religious belief and then executed so the CCP could sell you his organ?
- Imagine the effect on your recovery and future health to have to live with this knowledge for the rest of your life.
- I hope the Board will consider passing a resolution alerting our residents and our medical professionals about this issue so that they may make an informed decision before traveling to China for an organ transplant.

4) Virginia Health Department Update: Dr. Greene; Lord Fairfax Health District Director

Dr. Colin Greene, Lord Fairfax Health District Director, presented the following presentation.

**COVID-19 Update
to
Clarke County Board of
Supervisors**

Colin M. Greene, MD, MPH
Health Director, Lord Fairfax Health District
Virginia Department of Health
19 January 2021



Agenda

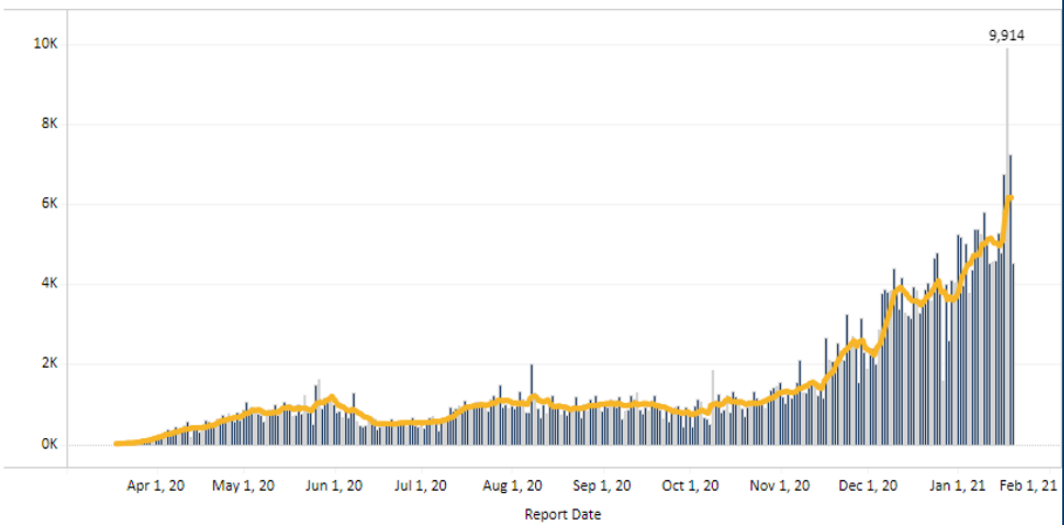
- Latest stats, with a post-holiday bump
- Vaccination way forward
 - Phase Groups
- 3Ws for a while yet

Stats:

**The Post-holiday bump is still
active**

Cases by Date of Report, Virginia

Report Date Daily Cases Counts - All Localities



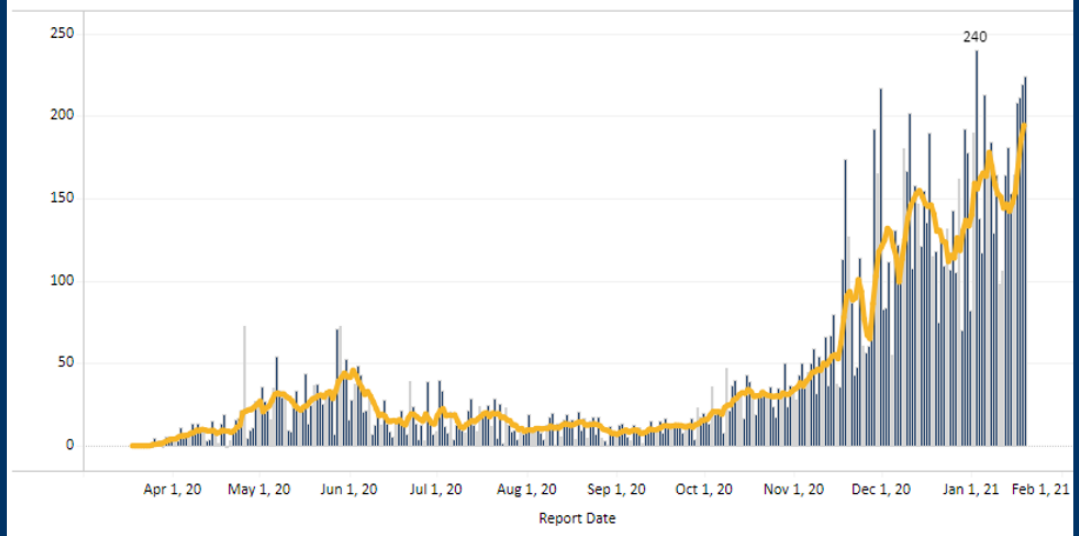
Source:

<https://www.vdh.virginia.gov/coronavirus/coronavirus/covid-19-in-virginia-cases/>



Cases by Date of Report, LFHD

Report Date Daily Cases Counts - Multiple Localities

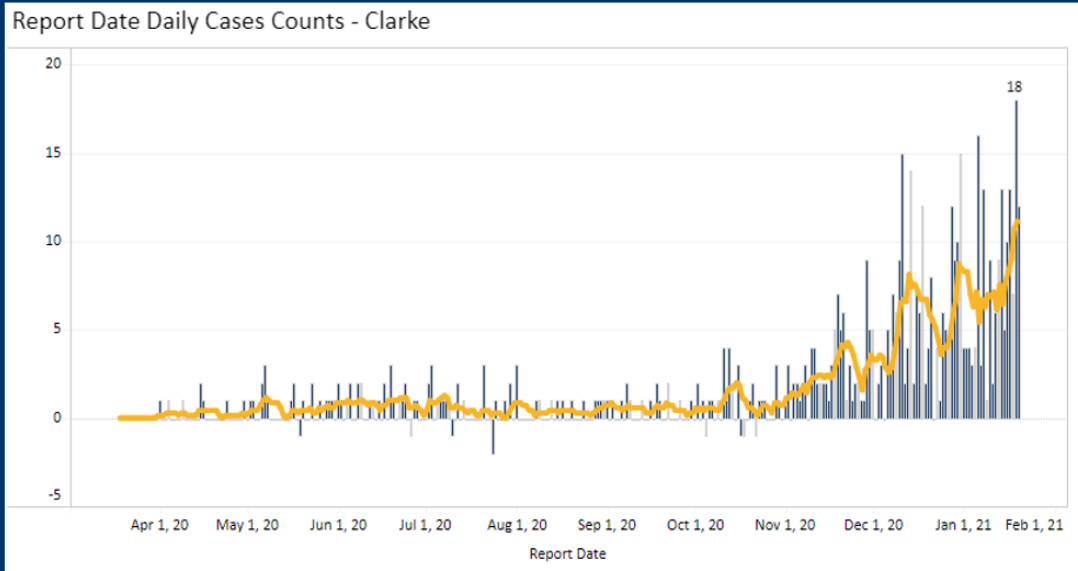


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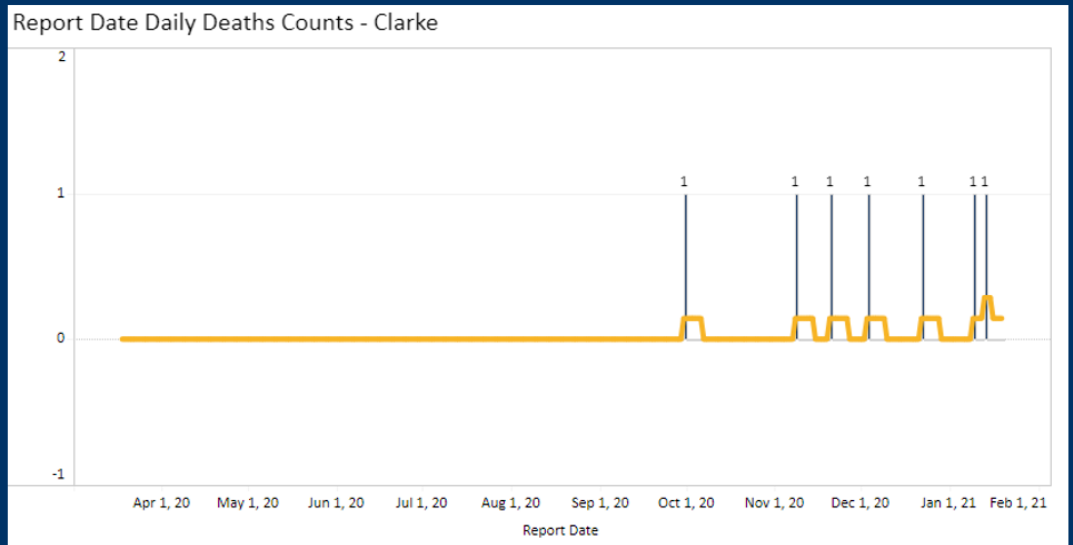
<https://www.vdh.virginia.gov/coronavirus/coronavirus/covid-19-in-virginia-cases/>



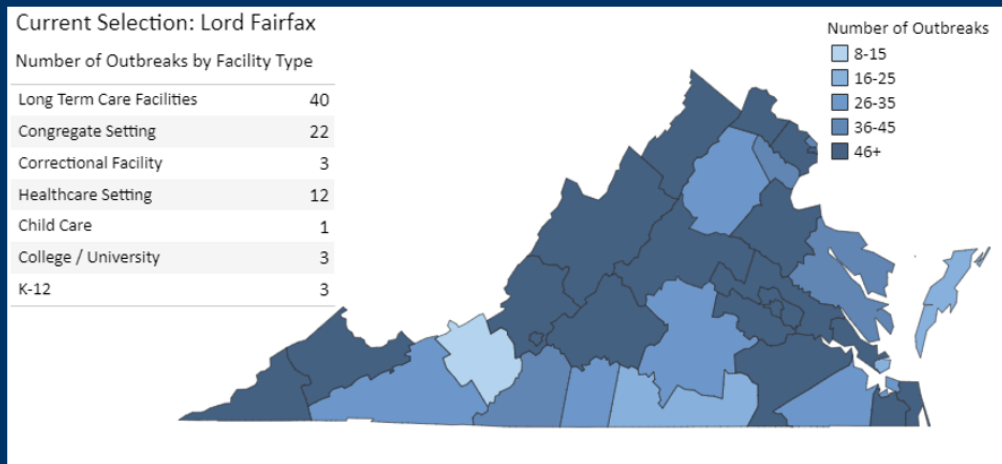
Clarke Daily Reported Cases:



Clarke Daily Reported Deaths:



Outbreaks, LFHD, Cumulative: Schools still with few outbreaks; disease is widespread in the community



<https://www.vdh.virginia.gov/coronavirus/coronavirus/covid-19-in-virginia-outbreaks/>



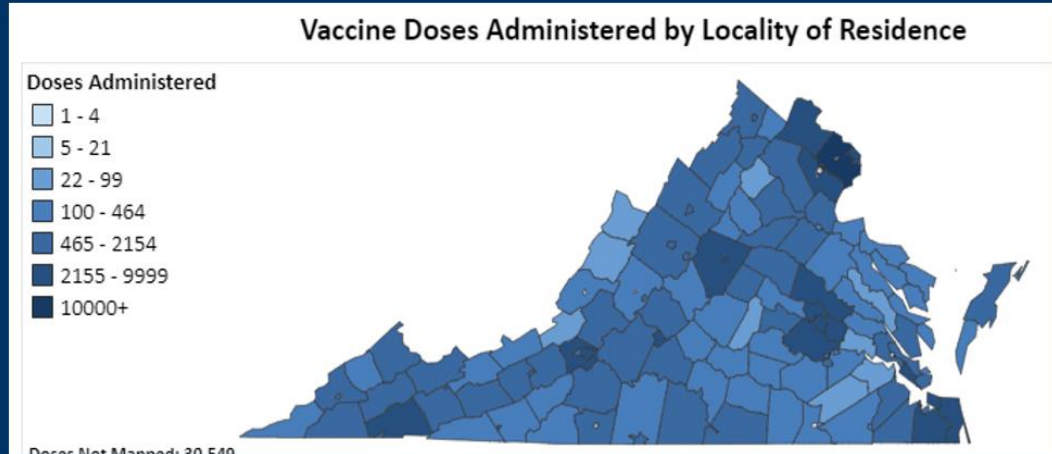
Over 15,800 shots given in the District, 2109 fully vaccinated, and we're really just getting started

1377 total shots for Clarke, 90 fully vaccinated

“Second Shot” Clinics scheduled 8 & 12 Feb



Vaccine Tracking Site



Officially 8741 vaccines given, but data entry time lag exists.
Actual number is higher



<https://www.vdh.virginia.gov/coronavirus/covid-19-vaccine-summary/>



Phase 1B Vaccine Allocation

Frontline Essential Workers (667,000+)

1. Police, Fire, Hazmat (95,000)
2. Corrections and homeless shelter workers (12,000 + #)
3. Childcare/K-12 Teachers/Staff (285,000)
4. Food & Agriculture (87,000)
5. Manufacturing (83,000)
6. Grocery store workers (76,000)
7. Public transit workers (15,000)
8. Mail carriers (USPS and private) (#)

Persons Age 75 and older (550,000)

People living in correctional facilities, homeless shelters, and migrant labor camps (25,000+ ## + ##)

Definition of Frontline Essential Workers

Workers who are in sectors essential to the functioning of society, are at substantially higher risk of exposure to SARS-CoV-2, and cannot work remotely



- For Phase 1B the age has changed from persons' age 75 and older to persons' age 65 and older.

Phase 1C Vaccine Allocation

Other Essential Workers (1,600,000 + #)

1. Energy (70,000)
2. Water & Wastewater (2,500)
3. Housing Construction (223,000)
4. Food Service (325,000)
5. Transportation and Logistics (555,000)
6. IHE Faculty/Staff (#)
7. Finance (194,000)
8. IT & Communication (138,000)
9. Media (37,000)
10. Legal (49,000)
11. Public Safety (Engineers) (36,000)
12. Other Public Health Workers (#)
13. Officials needed to maintain continuity of government (#)

Persons age 65-74 (800,000)

Persons age 16-64 with a high risk medical condition or disability that puts you at increased risk for severe illness from COVID-19
(3,000,000 - overlap with other categories)

Definition of Other Essential

Workers - Workers who are in sectors essential to the functioning of society and/or are at higher risk of exposure to SARS-CoV-2

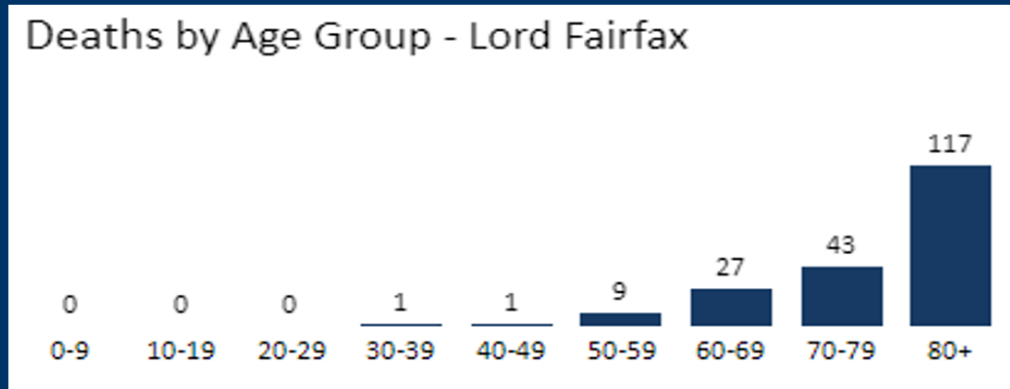


Vaccine Events & Expected Timeline

- Now in Phase 1b
- Ongoing COVID Vaccine Clinic at SU
 - Run by Valley Health
 - Similar clinics in Shenandoah, Warren, Page
- Select PODs at other sites (more in Clarke pending)
 - Run by LFHD
- Two local pharmacies to start next week
 - Strasburg, Winchester
- Expect more pharmacies, primary care practices may join in as time goes on
- **Vaccine availability is the rate-limiting factor right now**



LFHD Deaths by Age Group:



Vaccine Campaign Local Oversight

The LFHD COVID Vaccine Campaign
Operations Plan (OPLAN)

The Community Vaccine Oversight
Committee (CVOC):

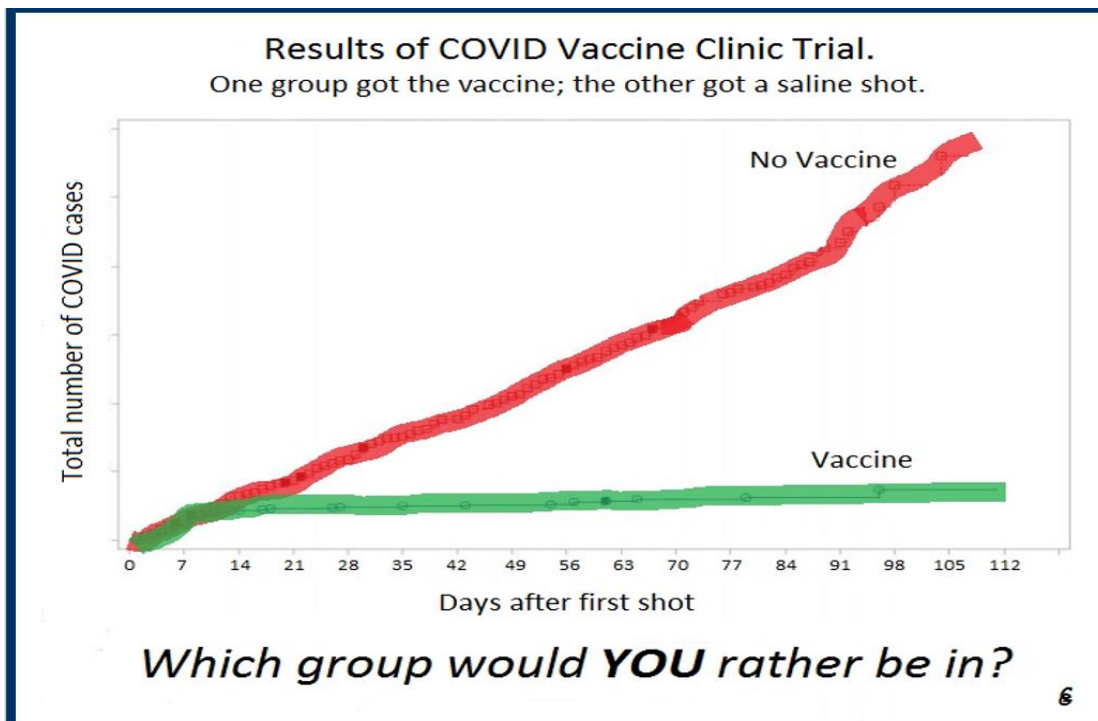
VDH, Valley Health, SU, Pharmacy
Coordinates planning and scheduling among the
several vaccination providers

Why get the Vaccine?

Vaccination is the permanent
solution to the COVID pandemic

And our ticket on the train back to a
normal life

Also...



Happy New Year!

Practice the 3Ws.

Keep this virus under control
until we eradicate it with the vaccine,
just like we did with smallpox and polio.

COVID delenda est!

-adapted from Cato the Elder, c. 152 BC

- Without the vaccine, the only way to fight COVID-19 would be for ALL people to quarantine for 14 days and honestly stay in quarantine, but then again, once we got out of quarantine, it would come back from around the world, so we would still have to fight it.
- The three (3) W's are essential:
 - Watch the distance.
 - Wear the mask.
 - Wash your hands.

Vice-Chair McKay complimented the vaccination POD at the high school because it went really well, thanked all of the personnel who helped. Dr. Greene expressed that the High School was a better location explaining that Boyce Fire Station was too small., thanked the County for letting the Health Department use the High School. Added that at Boyce Fire Station, it was estimated that 500 people would come, but it ended up being 910 people, so the location was not suited for administering the vaccine. Therefore, that location will not be used again.

Supervisor Catlett thanked staff for working hard throughout this busy year and stated that this time last year, no one would have imagined all of this and was not aware of COVID-19, adding that it is nice to have a highly effective vaccine.

Supervisor Catlett asked if there was a way to encourage people since some are hesitant about the vaccination benefits. Dr. Greene explained that the benefits and risks are used to compare. He stated that the graph shows the benefits explaining that the risk take longer to explain and people have many concerns; but, with personal confidence from past work experiences/knowledge, the steps that these vaccines have gone through, I know that none of the steps were skipped and no corners were cut. The vaccine has gone through two animal steps and human trials; many people have concerns because of how a process usually takes three (3) years or more to be pressed into one (1) year; the answer to that is Operation Warp Speed. First, the Federal Government fronted 100 billion dollars to the only organizations capable of making this large amount of vaccines; this allowed the organizations to set up all of the research steps, so as soon as one was done, they immediately started the next one. Typically there is not enough money, so there are gaps between one and the next. Second, the companies making the vaccine got a guaranteed sale of a certain number of the vaccines, whether approved or not; therefore, the pharma companies started manufacturing; where usually companies do not start making the vaccine unless previously proven in the clinical trial. The final item, which is the only thing that was shortened throughout the entire process, is where you take thirty thousand people for a double-blinded trial to take out all

bias; in these trials, you watch and see who gets sick and who does not; typically those trials are run for a couple of years to see how long-lasting the vaccine immunity is, but with this vaccine, the only way that could have been done was to agree to live with another year or two (2) with COVID-19 and possibly another million deaths; no one wanted that so what was done was three (3) months of the data; which is plenty to show that the vaccine worked in the short term and the six weeks after the shot where most of the really bad side effects tend to happen. It showed that it worked and passed the side effect period, the FDA permitted its use during this emergency.

Supervisor Catlett thanked Dr. Greene for the explanation so people will be more comfortable getting the vaccine. Dr. Greene conveyed that you get a shot record card when you get the vaccine.

Supervisor Bass thanked Dr. Greene for presenting, adding that he noticed anecdotally in Clarke the cases are increasing rapidly. Dr. Greene explained that with the three (3) graph State-Wide graph, the District graph, and the County graph all look the same, adding that the National chart would look similar. He further explained that the goal is to null the death curve before nulling the case curves; masking and distancing will control the case curve while the Health Department is vaccinating the population's susceptible people.

Dr. Greene stated that there are plans to do another POD in two (2) weeks, trying to get to Page County. In Clarke, we have vaccinated approximately 8% of the population and added that people from Clarke are more than welcome to use the Shenandoah Youth Center. To make an appointment go to www.valleyhealthlink.com, click on the COVID-19 banner at the top of the page, follow the link to make an appointment.

Chair Weiss put forth his understanding that there are no waiting lists once those appointments are full. Dr. Greene conveyed that all vaccine slots are full. He suggested looking at it multiple times a day because they will open some clinics up later in the week. Further explained that the Lord Fairfax Health District decided not to make a waiting list because we did not want to have a huge list and accidentally forget someone; explaining that Fairfax County made a waiting list and currently have sixty (60) thousand people on it

Dr. Greene conveyed that you need to have your card to get into the POD for the second shot.

Chair Weiss asked for the Health Department to get to the agricultural workers as quickly as possible since this district is heavily populated by agriculture. Dr. Greene expressed that they are next adding that a better approach may be to put together a County roster of agricultural workers. Chair Weiss explained that if the Board can help to please let us know. Dr. Greene stated that veterinarians were moved up to the Phase 1A, that information is on the Valley Health website.

Chris Boies thanked Dr. Green for getting law enforcement done this morning.

Chair Weiss thanked Dr. Greene for his leadership.

Chair Weiss stated for the record that the Board encourages all to get this vaccine, and it is a relief when you get the vaccine.

Dr. Greene thanked the Board for putting up with the challenging start on Monday at Boyce Fire Station. Nine hundred ten citizens were vaccinated but learned that the location was not the best suited, and it worked much better at the high school.

5) VDOT

The following update was provided to the Board of Supervisors via email by Ed Carter, Residency Administrator.

Maintenance:

- VDOT have repaired potholes on numerous secondary roads and will continue this month.
- Performed grading operations on various non-hard surfaced roads and will continue this month.
- Conducted brush trimming on Rt. 655 and will be trimming on Rt. 644 this month.
- Mobilized and responded to a major snow storm and cleaned up storm debris afterwards.
- VDOT will be doing shoulder repairs on Rt. 641 this month.

Board Issues:

- The planning group addressing the Rt. 7/601 intersection traffic issues will be meeting on February 4 to update actions taken to date and plans moving forward,

- Waiting on survey to verify R/W line for tree removal at Rt. 7/606 intersection.
- Pre-construction conference for 4 lane-ing Rt. 340 to and into WVa. is scheduled for January 19. WVa. is designing the total route of which Va. has approximately 700'. Va. portion is scheduled to be the last constructed with a fixed end date of April 2024.

Supervisor Bass

- Commended all of those working on VA Rt 7 and Rt 601.

Supervisor Lawrence

- Witnessed the brush killing the other afternoon; two trucks came by spraying.
- Talked to the person spraying and the 15 foot on the right of way because the nozzles are on the front bumper of the ruck so actually is 12 to 18 feet on property owners.
- Emailed Ed Carter because they were spraying Garlon 4e which is not supposed to be sprayed on properties in Clarke.
- In a county with Dogwood and Redbuds it will kill those, expect there to be less on Withers LaRue Road next year.
- Will document and take pictures because it was a hard spray and will see the difference when they are blooming in the Spring.

Chair Weiss stated that he had this discussion a year or two (2) ago, and the same thing was said, VDOT sited the same things Supervisor Lawrence is saying, but the proof is in the end because it obviously killed plants beyond that parameter. The plant-killing needs to stop on personal property; there needs to be a balance.

Vice-Chair McKay expressed that this needs to be handled because many people from out-of-town travel here to see the Dogwoods and Redbuds. Added that on some properties, the corn is being killed even though it is not in the VDOT right-of-way.

Chair Weiss explained that the Board needs to keep up on the issues and make VDOT aware. Supervisor Catlett expressed that it is a contractor, so VDOT may not be aware of all of the information and witnessing what is happening.

6) Approval of Minutes

December 15, 2020, Regular Meeting

Vice-Chair McKay made the following corrections:

- Book 24, Page 489: Under Supervisor Bass, change "\$2 per lot" to "\$2 per watt".

Supervisor Bass made the following corrections:

- Book 24, Page 493: change "Supervisor Bass expressed that as a guideline, does not believe it does not preclude anything" to "Supervisor Bass expressed that as a guideline, does not believe it precludes anything."
- Book 24, Page 512: under Clarke County Library Advisory Council, change "Saw an uptake in the October and November membership" to "Saw an uptick in the October and November membership."
- Book 24, Page 523: change "One thing that was noticed was both electric and barbwire fencing by the river; asked if that would be taken out or how will Shepherds Ford Productions going to deal with that." To "One thing that was noticed was both electric and barbwire fencing by the river; asked if that would be taken out or how will Shepherds Ford Productions deal with that."
- Book 24 Page 675: change "Supervisor expressed that the sheer numbers; personally an vision that if you had the 3, 750 people; that is approximately 85% of Berryville." To "Supervisor Catlett expressed that the sheer numbers; personally a vision that if you had the 3,750 people; that is approximately 85% of Berryville."

Supervisor Lawrence made the following corrections:

- Book 24, Page 674: change "Vice-Chair McKay stated that this event is an basset to Clarke County to have but with that being said, I do not think that this location is absolutely dismal with things that cannot be fixed." To "Vice-Chair McKay stated that this event is an asset to Clarke County to have but with that being said, I do think that this location is absolutely dismal with things that cannot be fixed."

Supervisor Lawrence moved to approve the December 15, 2020, Regular Meeting minutes as amended. The motion carried by the following vote:

Matthew E. Bass	-	Aye
Terri T. Catlett	-	Aye
Doug M. Lawrence	-	Aye
Beverly B. McKay	-	Aye
David S. Weiss	-	Aye

7) Consent Agenda

Policy for allowing parcels in easement to retire all remaining DURs**Criteria for allowing parcels in easement to retire all remaining DURs**

The Conservation Easement Authority has expressed concerns for allowing vacant parcels being placed in easement to retire all remaining DURs as potential problems could arise in the future if a parcel is sold and the new owners purchased the vacant land assuming a single-family dwelling could be built.

The Clarke County Zoning Ordinance allows parcels to have zero DURs as follows:

- 3-D-10 Parcels with Zero Dwelling Unit Rights
- (4/18/95)
(11/24/98)
(8/19/03)
- a. No parcel may be created with zero dwelling unit rights in the AOC or FOC zoning district unless it meets one of the following criteria:
 1. contains an existing dwelling pursuant to Section 3-D-4; or,
 2. has an approved Special Use, has a use allowed as a Special Use, or
 3. is subject to a recorded permanent open-space, conservation, or historic easement granted to one or more of the following: the Clarke County Conservation Easement Authority, the Virginia Board of Historic Resources, the Virginia Outdoor Foundation, or any other entity authorized to hold an open-space easement pursuant to the Virginia Open-Space Land Act (§10.21-1700, Code of Virginia) and approved by the Clarke County Board of Supervisors.
 - b. The record subdivision plat creating a parcel with zero dwelling unit rights shall be accompanied by an affidavit signed by the property owner, that shall be recorded in the office of the Clerk of the Circuit Court with the subdivision plat, stating that the owner acknowledges that there are no dwelling unit rights assigned to the property, that no dwelling may be constructed on the property, and that these circumstances are binding on all subsequent owners.

Recently the Authority has received applications for vacant land where the landowners requested retirement of all remaining DURs. In one case, the applicant was encouraged to keep one remaining in the other case both DURs were permitted to be extinguished. This prompted members to suggest that criteria should be established that would provide an objective standard for situations where no DURs are retained.

Mr. Mitchell was asked to review the proposed policy. His response is as follows:

You advised that the proposed provisions for zero DUR lots are policy provisions to be applied by the Authority for property being placed in a conservation easement with the Authority meeting the requirements of §3-D-10(a)(3) of the Zoning Ordinance.

My suggestions for some of the wording in the policy provisions are:

1) Add the word "access" after the word "road".

4) Revise the beginning of the sentence to read: "Any parcel placed in a conservation easement with zero DURs shall . . ."

Based on Mr. Mitchell's comments the following is the proposed final policy:

Any parcel placed in a conservation easement with zero DURs shall meet the following criteria:

1. No public road access or recorded private easement access; OR
2. Site conditions that restrict or eliminate the potential for development – for example, flood plain, steep slopes; OR
3. Other special facts and circumstances that make it appropriate to retire all DURs. Such as viewsheds, historic features.
4. Any parcel placed in easement with zero DURs shall provide a survey plat that includes a statement saying that this is not a legal building lot and has zero DURs

Application for easement donation – Blue Ridge Hunt

MEMORANDUM

TO: Board of Supervisors
FROM: Conservation Easement Authority, A. Teetor
DATE: January 4, 2021
SUBJECT: Application for easement donation – Blue Ridge Hunt

The Blue Ridge Hunt, Anne McIntosh, agent has applied to the easement authority for approval of an easement donation. The property is located at 1040 Kennel Road approximately 6/10 of a mile south of the intersection with Route 50. The property is identified by Tax Map# 28-A-24A. It consists of 10 acres with an existing pre-1980 house (built in 1961) and 1 DUR. The applicant proposes to retire the remaining DUR.

The parcel is zoned AOC and is not currently in use value taxation, but is eligible, in accord with the Commissioner of Revenue's requirements, then a DUR purchase may be considered if at least two of the following four guidelines are met:

- 1) the parcel's Property Resource Score is at least 35;
- 2) at least one dwelling unit right is extinguished by the conservation easement;
- 3) the parcel is adjacent to a parcel already under permanent conservation easement;
- 4) the property has a minimum area of 40 acres.

The property meets 3 of the 4 criteria. The property resource score is 60.61. The applicant is retiring 1 DUR. It is across the road from a VOF easement (Northfield Farm) it is less than 40 acres. Points were given for retiring 1 DUR, being adjacent to an existing easement, having a house built in 1961 that is within the Greenway Rural Historic District and could be a contributing in the future, and being owned by the Hunt for over 50 years. The Easement Authority gave final approval for the donation at their February 20, 2020 meeting.

Recommendation

Approve the easement donation of the Blue Ridge Hunt.



Application for easement donation – Gerald Staley & Margaret Geisler

MEMORANDUM

TO: Board of Supervisors
FROM: Conservation Easement Authority, A. Teetor
DATE: January 4, 2021
SUBJECT: Application for easement donation – Gerald Staley & Margaret Geisler

Gerald Staley & Margaret Geisler have applied to the easement authority for approval of an easement donation. The property is located at 117 Bell Lane and is identified as Tax Map# 24-A-25A, 42 acres. The parcel has 1 existing pre-1980 and zero remaining DURs. The property is primarily used for pasture.

The parcel is zoned AOC and is currently in use value taxation, therefore in accord with the Commissioner of Revenue's requirements, then a donation may be considered if at least two of the following four guidelines are met:

- 1) the parcel's Property Resource Score is at least 35;
- 2) at least one dwelling unit right is extinguished by the conservation easement;
- 3) the parcel is adjacent to a parcel already under permanent conservation easement;
- 4) the property has a minimum area of 40 acres.

In reviewing the parcel, all 2 of the 4 criteria have been met. The parcel is over 40 acres and the property resource score is 44.9. Points were given for having a perennial stream (Dog Run), and having a structure that could be considered contributing in a future Rural Historic District. There are no remaining DURs as the property has been subdivided. A site visit was conducted on November 2nd. The Easement Authority approved the donation at their November 19, 2020 meeting.

Recommendation

Approve the easement donation of Gerald Staley and Margaret Geisler.



106 North Church Street Lease Agreement – Dunn Land Surveys Inc.

THIS LEASE AMENDMENT AND EXTENSION, effective the 1st day of January, 2021, is by and between THE COUNTY OF CLARKE COUNTY, VIRGINIA, Lessor, and DUNN LAND SURVEYS, INC., Lessee.

RECITALS

A. The parties entered into a Lease Agreement ("Lease") dated April 16, 2013 for the lease by Lessor to Lessee of the property designated 106 North Church Street in the Town of Berryville, Virginia.

B. The term of the Lease has expired and the parties desire to amend and extend the Lease as hereinafter set forth.

AGREEMENT

The Lease is hereby amended and extended as follows:

1. Paragraph 2 of the Lease is hereby amended to read as follows:

2. TERM:

The term of this lease shall be one (1) year, commencing on January 1, 2021.

2. Paragraph 3 of the Lease is hereby amended to read as follows:

3. RENT:

As rental for the leased premises, Lessee shall pay to Lessor the sum of six Hundred Dollars (\$600.00) per month, payable in advance on or before January 1, 2021 and on the first day of each month thereafter. In the event that the monthly rent payment is not paid within fifteen (15) days of the due date, there shall be added to the rental amount a late charge of five percent (5%) of the payment amount.

3. Paragraph 4 of the Lease is hereby amended to read as follows:

4. OPTION TO EXTEND

At the expiration of the primary term of this Lease, provided Lessee shall not be in default in the payment of rent or the performance of any of the covenants on its part to be performed, and except as hereinafter provided, Lessee shall have the option to renew this Lease for three (3) additional terms of one (1) year each, upon giving written notice of the intention to renew to Lessor not less than ninety (90) days prior to expiration of the term. The terms and conditions on the renewal term shall be the same as set forth in the Lease. Provided, however, that if the Lessor intends to use the Property for its own uses at the expiration of the primary term, or any extended term, it shall notify Lessee in writing not less than six (6) months prior to the expiration of the primary or extended term, in which event the option to renew contained herein shall become null and void and in no further force and effect.

4. Paragraph 16 of the Lease is hereby amended to change the name of the County Administrator to Chris Boies.

In all other respects the Lease shall remain in full force and effect.

WITNESS the following signatures and seals:

COUNTY OF CLARKE, VIRGINIA, Lessor

BY: _____

DUNN LAND SURVEYS, INC., Lessee

BY: _____

W. Stuart Dunn, President

2021-01R Resolution of Recognition and Appreciation of FISH of Clarke County; Deloris Hausenfluck, Elizabeth Hanrahan, and Sharon Harrison

Clarke County Board of Supervisors



Berryville Voting District Matthew E. Bass (540) 955-5175	Millwood Voting District Terri T. Catlett (540) 837-2328	Russell Voting District Doug Lawrence (540) 955-2144
Buckmarsh Voting District David S. Weiss – Chair (540) 955-2151	White Post Voting District Bev B. McKay – Vice Chair (540) 837-1331	County Administrator Chris Boies (540) 955-5175

**Resolution of Recognition and Appreciation of
FISH of Clarke County
Deloris Hausenfluck, Elizabeth Hanrahan, and Sharon Harrison
2021-01R**

WHEREAS, with the generous support of the community, the American Red Cross, the Salvation Army, and the Department of Social Services, FISH of Clarke County has been serving the community since 1969 by providing food, clothing, transportation, and emergency financial assistance;

WHEREAS, FISH of Clarke County led by Deloris Hausenfluck, Beth Hanrahan, and Sharon Harrison volunteered their time and energy into creating a FISH CARES Team to provide monetary assistance utilizing CARES Act Funds received by the County to support residents with rent, mortgage, and utility assistance during the COVID-19 Pandemic;

WHEREAS, FISH of Clarke County provided rent and mortgage assistance totaling \$23,500, and utility assistance totaling \$26,500 to 37 families for a grand total of \$50,000 in aid between the 30th day of October and the 10th day of December 2020;

NOW, THEREFORE, BE IT RESOLVED by the Clarke County Board of Supervisors that FISH of Clarke County, Deloris Hausenfluck, Elizabeth Hanrahan, and Sharon Harrison be recognized and congratulated for their service and dedication to the community.

APPROVED AND ORDERED ENTERED in the official records by the unanimous vote of the Clarke County Board of Supervisors' members assembled on the 19th day of January 2021.

ATTEST 2021-01R

David S. Weiss, Chair

2021-02R Resolution of Recognition of and Appreciation of Charles Kackley

Clarke County Board of Supervisors



Berryville Voting District
Matthew E. Bass
(540) 955-5175

Millwood Voting District
Terri T. Catlett
(540) 837-2328

Russell Voting District
Doug Lawrence
(540) 955-2144

Buckmarsh Voting District
David S. Weiss – Chair
(540) 955-2151

White Post Voting District
Bev B. McKay – Vice Chair
(540) 837-1331

County Administrator
Chris Boies
(540) 955-5175

**Resolution of Recognition and Appreciation of
Charles Kackley
2021-02R**

WHEREAS, Charles Kackley started serving Clarke County in 1968; serving on the Board of Zoning Appeals, Board of Equalization, and the Clarke County Planning Commission;

WHEREAS, Mr. Kackley was first appointed to the Board of Zoning Appeals on May 13, 1968, where he served on and off over 52 years until his resignation on November 2, 2020. Mr. Kackley was an integral member of the Board and served as Chairman of the Board for many years;

WHEREAS, Mr. Kackley served on the Board of Equalization for a one-year term from 1986-1987, where he assisted in a reassessment;

WHEREAS, Mr. Kackley was first appointed to the Clarke County Planning Commission in 1975 and last served in 1999;

NOW, THEREFORE, BE IT RESOLVED by the Clarke County Board of Supervisors that Charles Kackley be recognized and congratulated for his many years of service, knowledge, and expertise on the Board of Zoning Appeals. And that his dedication to Clarke County be hereby memorialized as a token of the respect and high esteem in which he is held.

APPROVED AND ORDERED ENTERED in the official records by the unanimous vote of the Clarke County Board of Supervisors' members assembled on January 19, 2021.

ATTEST 2021-02R

David S. Weiss, Chair

www.clarkecounty.gov

101 Chalmers Court, Suite B
Berryville, VA 22611

Telephone: [540] 955-5175

Supervisor Bass made the following corrections:

- In the Dunn Land Surveys LLC Lease, the "K" in Clarke on the signature line needs fixed.
- In the Resolution for Charles Kackley in the fourth "Whereas" change "serve" to "served."

Vice-Chair McKay moved to adopt the items on the Consent Agenda as amended. The motion carried by the following vote:

Matthew E. Bass	-	Aye
Terri T. Catlett	-	Aye
Doug M. Lawrence	-	Aye
Beverly B. McKay	-	Aye
David S. Weiss	-	Aye

Chair Weiss read both of the resolutions into the record.

Chair Weiss presented the resolution to Deloris Hausenfluck, Elizabeth Hanrahan, and Sharon Harrison; and thanked each of them. Chris Boies commented that they were a pleasure to work with, adding that they were tasked with starting a new program from scratch, implementing quickly, and helping many Clarke County families.

The Board thanked Mr. Charles Kackley for his many years of service. Chair Weiss added that he always did things with a smile.

8) Board of Supervisors Personnel Committee Items

A. Expiration of Term for appointments expiring through March 2021.

2021-01-11 Summary: Following review, the Personnel Committee recommends the following:

- Appoint Jennifer Parker, new Clarke County Director of Social Services, to the Community Policy Management Team, filing the unexpired three-year term of Brittany Heine, expiring December 31, 2022.
- Recommend to Circuit Court for the appointment of Howard Means to the Board of Zoning Appeals to serve a five-year term expiring February 15, 2026.

2021-01-19 Action: Chris Boies reviewed the Personnel Committee recommendations adding the following:

Vice-Chair McKay moved to accept the appointments. The motion carried by the following vote:

Matthew E. Bass	-	Aye
Terri T. Catlett	-	Aye
Doug M. Lawrence	-	Aye
Beverly B. McKay	-	Aye
David S. Weiss	-	Aye

9) Board of Supervisors Work Session Items

Board of Supervisors Organizational Meeting & Work Session Agenda
Berryville/Clarke County Government Center, 2nd Floor
101 Chalmers Court, Berryville, Virginia 22611

January 11, 2021, 10:00 am, Main Meeting Room

Board Members Present: Matthew E. Bass, Terri T. Catlett, Doug M. Lawrence, Beverly B. McKay, David S. Weiss

Board Members Absent: None

Officers / Staff Present: Chris Boies, Cathy Kuehner, Alison Teetor

Others Present: None

Press Present: Mickey Powell – The Winchester Star

2021-01-11 Organizational & Work Session Summary: At 10:00 am, Chris Boies, County Administrator and Clerk to the Board of Supervisors called the meeting to order.

Elect Chair

Mr. Boies called for nominations for Chair.

Supervisor McKay nominated and moved to elect Supervisor Weiss to serve as the 2021 Chair.

Supervisor Lawrence moved to close the nominations.

The motion to close the nominations carried as follows:

Matthew E. Bass – Aye
Terri T. Catlett – Aye
Doug Lawrence - Aye
Beverly B. McKay – Aye
David S. Weiss - Aye

The motion to nominate and elect Supervisor Weiss to serve as the 2021 Chair carried as follows:

Matthew E. Bass – Aye
Terri T. Catlett – Aye
Doug Lawrence - Aye
Beverly B. McKay – Aye
David S. Weiss - Aye

Mr. Boies turned the meeting over to the 2021 Chair David Weiss.

Elect Vice-Chair

Chairman Weiss called for nominations for the 2021 Vice-Chair.

Supervisor Bass nominated and moved to elect Supervisor McKay to serve as the 2021 Vice-Chair.

The motion to nominate and elect Supervisor McKay to serve as the 2021 Vice-Chair carried as follows:

Matthew E. Bass – Aye
Terri T. Catlett – Aye
Doug Lawrence - Aye
Beverly B. McKay – Aye
David S. Weiss - Aye

– Set Meeting Date, Time, and Location

- Change the November Regular Meeting to November 23, 2021.

Vice-Chair McKay moved to adopt the 2021 Board of Supervisors Meeting Schedule as amended. The motion carried as follows:

Matthew E. Bass – Aye
Terri T. Catlett – Aye
Doug Lawrence - Aye
Beverly B. McKay – Aye
David S. Weiss - Aye

Adopt Rules of Procedure

Supervisor Catlett moved to adopt the Rules of Procedure as presented. The motion carried as follows:

Matthew E. Bass – Aye
Terri T. Catlett – Aye
Doug Lawrence - Aye
Beverly B. McKay – Aye
David S. Weiss - Aye

2020 Chair Appointments Review

Several changes were made during the 2020 Chair Appointments Review; the Board deferred action to January 19, 2021, Regular Meeting.

2021-01-19 Action: By consensus, the Board approved the 2021 Chair Appointments. Chair Weiss encouraged the Supervisors that if they cannot attend a meeting, please let the alternate know.

Annual Distribution: Information Only

- Code of Virginia Title 2.2. Administration of Government Chapter 37. Virginia Freedom of Information Act
- Code of Virginia Title 42.1. Libraries Chapter 7. Virginia Public Records Act

Policy for allowing parcels in easement to retire all remaining DURs

2021-01-11 Summary: The work session immediately followed the Organizational Meeting. Alison Teetor presented a proposed policy change from the Conservation Easement Authority concerning parcels retiring all DUR's when

being placed into an easement. Four (4) criteria for parcels placed in a conservation easement with zero DUR's were recommended for adoption by the Board of Supervisors. This item was placed on January 19, 2021, Regular Meeting Consent Agenda.

At 10:45 am, the Organizational Meeting and regular work session were adjourned.

Reminders: 2021 Conflict of Interest mailed Monday, December 28, 2020, due in Clarke County Administrations by 5 pm, Monday, February 1, 2021.

10) Board of Supervisors Finance Committee Items

A. CARES Act Funding Update

a. 2021-01-11 Summary: The Finance Committee reviewed the CARES Expense Summary Report showing the remaining CARES Act funds and associated expenses and recommends to the Board of Supervisors, following a public hearing on this matter on January 19, 2021, at 6:30 pm, approval of using the remaining available balance of CARES funds for the reimbursement of the following expenditures:

- Qualifying AP Expenses/Encumbrances in the amount of \$332,295.03
- COVID-19 related salaries & benefits in the amount of \$69,037.62
- COVID-19 sick leave pay in the amount of \$11,029.41
- Qualifying Public Safety hazard pay for Nov and Dec in the amount of \$36,170.40
- Qualifying Public Safety salary & benefits (previously budgeted) in the amount of \$742,425.60
- COVID-19 related unemployment benefits in the amount of \$14,159.95
- Qualifying COVID-19 expenses paid from the Registrars CARES fund in the amount of \$18,244.71

2021-01-19 Action: See Item 18 Public Hearing PH2021-01: Budget Amendments to the Approved FY 21 Budget.

b. 2021-01-11 Summary: The Finance Committee reviewed the CARES Act funds and CARES Act grant funds the Clarke County Public School Division has received. The amounts are as follows:

- \$324,170 in CARES Act funds from the U.S. Treasury.

- CARES Act grant - \$148,239.93 from the Virginia Dept. of Education.
- CARES Act grant - Instruction & Technology, \$38,000 from the Virginia Dept. of Education.
- CARES Act grant – Special Education, \$5,937.45 from the Virginia Dept. of Education

2021-01-19 Action: See Item 18 Public Hearing PH2021-01: Budget Amendments to the Approved FY 21 Budget.

- c. Municipal Utility Relief Program: 2020-01-11 Summary: The Finance Committee reviewed the Municipal Utility Relief Program.

2021-01-19 Action: This item was discussed in Item 18 Public Hearing PH2021-01: Budget Amendments to the Approved FY 21 Budget.

B. 2021-01-11 Summary:

The Finance Committee reviewed the following Clarke County Public School grant supplemental requests:

- a. Claude Moore Foundation Grant. The Division has been awarded a grant through Lord Fairfax Community College in the amount of \$88,000, and it will be used to purchase an Anatomage Table for Anatomy & Physiology Enhancement for the 20/21 school year.
- b. School Security Equipment Grant. CCPS has been awarded a grant from the Virginia Department of Education, in the amount of \$66,073, with a required match of \$16,518 for a total of \$82,591. The grant will be used for the purchase and installation of security equipment for Boyce Elementary School, Clarke County High School, and DG Cooley Elementary School.
- c. Title III Grant Supplemental. Supplemental revenue and expenditure in the amount of \$6,250 are needed to balance the grant budget to the actual grant award amount for award year 2020.
- d. IDEA Grant Supplemental. Supplemental revenue in the amount of \$11,654 and expenditure in the amount of \$7,463 is needed to balance the grant budget to the actual grant award amount for award year 2020.

2021-01-19 Action: See Item 18 Public Hearing PH2021-01: Budget Amendments to the Approved FY 21 Budget.

C. Conservation Easement: RSP Enterprises, LLC (Smithfield Farm)

2021-01-11 Summary: The Finance Committee reviewed a request from the Clarke County Conservation Easement Authority for a conservation easement purchase. The property is owned by RSP Enterprises, LLC (Smithfield Farm)- see the attached memo.

2021-01-19 Action: See Item 18 Public Hearing PH2021-01: Budget Amendments to the Approved FY 21 Budget.

D. Historic Preservation Commission Grant: Battle of Berryville Boundaries Grant

2021-01-11 Summary: The Finance Committee reviewed a request for a supplemental appropriation for a grant received by the Historic Preservation Commission. This grant is for the study of the Battle of Berryville boundaries.

2021-01-19 Action: See Item 18 Public Hearing PH2021-01: Budget Amendments to the Approved FY 21 Budget.

E. Deed Book Restoration Grant:

2021-01-11 Summary: The Clerk of the Circuit Court was awarded a grant in the amount of \$18,913 for the restoration of deed books. The Finance Committee reviewed the request of \$18,913 in grant funds by the Clerk of the Circuit Court.

2021-01-19 Action: See Item 18 Public Hearing PH2021-01: Budget Amendments to the Approved FY 21 Budget.

F. Waterloo Sewer Connections Fees

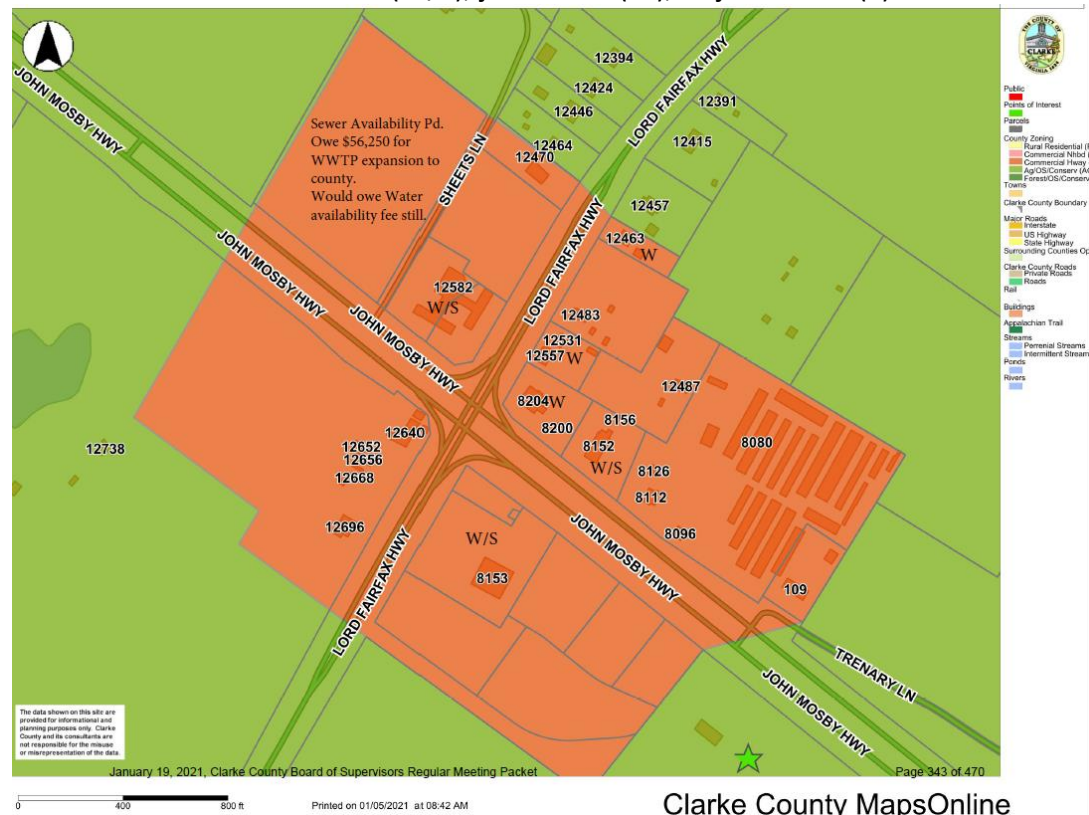
2021-01-11 Summary: The Finance Committee reviewed the attached memo, availability fees, and map.

2021-01-19 Action: Chris Boies explained that the Finance Committee recommends the Board of Supervisors' approval to reduce the sewer availability fee in Waterloo for new commercial buildings within that small growth area. Currently, one-third of the fee is due back to the Board of Supervisors for the initial investment made into the system; since there have not been any new connections, that money has never been budgeted to receive that money. There has not been much activity in that intersection for some time, so the Finance

Committee agreed with staff that if we tried to have an availability fee holiday for 2021 to see if we could get some new connections to that system. For those connections, customers would have to apply for the connection in 2021 and then physically make the connection by the end of 2022.

Chris Boies conveyed that the Finance Committee questioned whether this should include instances where there may be a public health concern because of a failing system; whether those should be allowed into this program. Chair Weiss explained that a concern does not mean that the system is failing necessarily; it could mean an older system that would benefit all if it were updated.

Chris Boies directed the Board to the following map of properties that currently have either a water & Sewer (W/S), just water (W), or just sewer (S) connections.



Vice-Chair McKay suggested that staff looks at ways to get the existing businesses that have only water connections to get sewer connections because it would protect the groundwater in that area. Chris Boies expressed that the Sanitary Authority is looking at a rate and availability fee study to get an update on where Clarke stands from a competitive standpoint. Vice-Chair McKay confirmed that the Sanitary Authority voted today to complete that study.

Chris Boies expressed that staff is unsure if there will be a lot of demand because of this reduction or not. Staff felt that it is something that we should try to see if there would be more development, especially on the Claytor property, where he has things subdivided and ready for development. Chair Weiss asked, and Chris Boies confirmed that this idea stemmed from conversations with the private sector, adding that some noted the concern that they were interested in the area until they saw the connection fees.

Amend the program to include those existing where there may be a concern over the private system that is in place.

Chair Weiss stated for historical reference that the reason behind the one-third of the fees coming back to the County was a replacement since the County financed the extension to Waterloo. Chris Boies further explained that there is approximately \$102,000 that is still due back to the County.

Chair Weiss explained that this idea began in the County Administration & Economic Development Offices. Chris Boies added that in both the Economic Development Strategic Plan and a component of the Comprehensive Plan, they discuss finding ways to make connections in that area more affordable.

Supervisor Lawrence asked if any of the water only connections use more than 500gpd (gallons per day). Chris Boies stated that he would have to get their flow data.

Supervisor Lawrence questioned, and Chris Boies confirmed that the sewer connection was around one-sixth more expensive, and even if the one-sixth were removed, the County would still be in the upper end.

Supervisor Catlett inquired, and Chris Boies explained that on the South West quadrant, they are all private systems, so they do not get water from the County. Adding that he believed this was the area that staff was thinking about targeting first.

Supervisor Lawrence moved to approve the Waterloo Reduced Sewer Availability Fee program with the eligibility addition of existing structures where a public health concern may exist. The motion carried as follows:

Matthew E. Bass - Aye
Terri T. Catlett - Aye

Doug M. Lawrence - Aye
Beverly B. McKay - Aye
David S. Weiss - Aye

G. FY20 Capital Projects Carryforward

2021-01-11 Summary: The Finance Committee reviewed the Government Capital Projects, the proposed FY20 carryforward, as well as the FY21 actual and proposed expenses as outlined on pages 344, 345, and 346 of the 2020-01-19 BoS Regular Meeting Packet.

2021-01-19 Action: Brenda Bennett reviewed the summary. Chris Boies explained that page 344 of the packet shows what dollars were leftover on June 30, 2020; there were projects within that approved budget that did not get expended until after June 30, 2020, because they were capital projects. The carryforward needs to be approved so that staff can pay for the projects that were completed in July 2020, since the money for the project technically stopped June 30, 2020. Projects that lapsed over into FY 21 will get paid from the carryforward. Staff then took what was left over after all of those projects were paid and identified high priority projects that would likely come to the Board during the FY22 budget process as a new budget request, so staff proposed that those projects get approved now to eliminate them having to come forward to the Board in the budget process and to eliminate more carryforward in the future since waiting would push the projects back further and interfere with the cycling of the budget. The document on pages 345 and 346 of the packet is the proposal amounts for this Spring to get projects done. Technically, what is being asked for approval is the carryforward dollars on page 344 of the packet; staff has additionally shown how that money should be spent in the Spring on pages 345 and 346 of the packet to help get ahead on some of these projects with a hope of reducing the FY22 requests in the budget process.

Brenda Bennett used the HVAC System Replacement explaining that out of the \$149,418, \$109,000 was spent in FY21 for the FY 20 project.

Supervisor Catlett stated that the same steps are being done, but staff is asking that the steps be completed altogether.

Chris Boies stated that staff wanted to layout the possible expenses so that if a citizen questioned what the amount that was carryforward would be used for, the list on pages 345 and 346 of the packet could explain the amount and the projects.

Chair Weiss stated that this process is being done later due to the auditors; normally, this would be done in October.

Chair Weiss explained that as a Board, we are not required to take the amounts and carryforward; it could be put back into the general fund balance. Adding that historically capital budget has always been carryforward so projects could get done.

Supervisor Bass questioned if all of this was put back into the general fund, then essentially might be faced with having to pull it back out so it would complicate the budgeting process. Chair Weiss expressed that that is a fair statement.

Clarke County Capital Projects Fund 301
FY20 Year End
1/5/2021

		FY20 COUNTY CAPITAL CARRYFORWARD					
FUNCTION	ACCOUNT DESCRIPTION	FY20 ORIG APPROP	FY20 TRANFRS/ ADJSMTS	FY20 REVISED BUDGET	FY20 YTD EXP	Proposed EOY Adjustments	Proposed FY20 CARRY FORWARD
94110	HVAC System Replacement	-	119,280	119,280	11,522	41,660	149,418
94120	Roofing	-	52,732	52,732	-	(10,000)	42,732
94130	Painting and Flooring	25,000	-	25,000	20,073	5,073	10,000
94140	Landscaping	-	10,375	10,375	-	-	10,375
94150	Asphalt, Sidewalk, Path	25,000	3,136	28,136	2,759	-	25,377
94180	Courthouse Complex Repai	-	27,681	27,681	9,031	4,936	23,586
94181	Courtroom Furniture	-	-	-	-	-	-
94310	Sheriff's Equipment	10,000	-	10,000	9,661	-	339
94320	Auto Replacement	30,000	246	30,246	24,256	-	5,990
94329	AFG-Radio Replacements	-	-	-	-	-	-
94331	Sheriff's Vehicles	159,000	3,485	162,485	154,995	-	7,490
94409	Citizen's Convenience Ce	-	4,105	4,105	4,105	-	-
94502	Southeastern Coll. Trans	-	44,701	44,701	26,238	(18,463)	0
94508	Josephine School Museum Roof	-	852	852	852	-	-
94509	Morgan's Mill Appalachia	-	15,000	15,000	-	(3,270)	11,730
94601	Technology Improvements	40,000	22,129	62,129	40,800	-	21,329
94603	Mobile Radio System	590,085	311,554	901,639	282,566	(34,000)	585,074
94604	911 Phone System	241,452	-	241,452	34,680	-	206,772
94606	Telecommunic & Broadband	-	209,513	209,513	99,852	(109,661)	(0)
94702	Swimming Pool	-	55,200	55,200	10,754	-	44,446
94703	Park Fencing	-	79,007	79,007	6,030	-	72,977
94708	Park-Kohn Prpty Developm	-	15,000	15,000	-	(15,000)	-
94709	New Park Shelter	-	20,723	20,723	-	-	20,723
94802	Reassessment	-	207,021	207,021	131,343	(4,936)	70,742
	Total	1,120,537	1,201,740	2,322,277	869,518	(143,661)	1,309,098
Revenue							
94508	Dept of Historic Resources -Josephine Roof		-530	-530			-530
94509	Morgans Mill Appalachian Trail donations		-7,000	-7,000			-7,000
94604	Wireless 911 Phone System Grant	-241,452		-241,452			-241,452
94606	Braodband to White Post		-209,513	-209,513	-99,852	109,661	0
94603	EMS Handset Replacement	-34,000		-34,000		34,000	0
	Transfer from General Fund		-1,829,782	-1,829,782	-769,666		-1,060,116
		-275,452	-2,046,825	-2,322,277	-869,518	143,661	-1,309,098
	Revenue Total		-2,046,825	-2,322,277	-869,518	143,661	-1,309,098
	Expense Total		1,201,740	2,322,277	869,518	-143,661	1,309,098
	Grand Total		-845,085	0	0	0	0

Supervisor Catlett moved, "Be it resolved that budgeted expenditures, appropriations, and revenue of the Government Capital Project Fund be carried forward from FY20 to FY 21 as stated by the fund totals presented,

with the Park Fencing account description changed to Park Repairs." The motion carried by the following vote:

Matthew E. Bass	-	Aye
Terri T. Catlett	-	Aye
Doug M. Lawrence	-	Aye
Beverly B. McKay	-	Aye
David S. Weiss	-	Aye

H. General Funds Balance designation review

2021-01-11 Summary: The Finance Committee was not able to review the draft copy of the fund balance designations at this time.

2021-01-19 Action: Brenda Bennett explained that at this time, still waiting on the fund balance to review.

Chair Weiss explained that this deals with operating carryforward, the Finance Committee was staffed with using the staff prepared list to prepare an allocation of those funds in the different categories that are appropriate. Operating carryover should be placed by policy or placed in projects that are one-time expenditures; they may be lengthy one-time expenditures, for example, the radio project, but this how the County builds its savings for projects in the future. Chris Boies stated that typically have not issued debt for projects like these, it is usually a pay-as-you-go, and this allows the Board to set aside those funds for that.

I. Bills and Claims

2021-01-11 Summary: Following review, the Finance Committee recommends the approval of the December 2020 Invoice History Report.

2021-01-19 Action:

Supervisor Catlett moved to approve the December 2020 Invoice History Report. The motion carried by the following vote:

Matthew E. Bass	-	Aye
Terri T. Catlett	-	Aye
Doug M. Lawrence	-	Aye
Beverly B. McKay	-	Aye
David S. Weiss	-	Aye

J. Standing Reports

- Year to Date Budget Report
- Reconciliation of Appropriations
- Capital Projects Report

2021-01-19 Action: Information Only

11) Joint Administrative Services Board

Brenda Bennett highlights include:

- Met on December 21, 2020.
- Discussion focused on a proposal from Innovative Insurance Consulting.
- As a reminder, a few months ago, the Joint Administrative Board approved hiring Innovative Insurance Group to help the County and the Schools negotiate through the Insurance RFP, helping with the evaluation, vetting the insurance carrier's proposals, and all other items.
- In the end, choose Benefit Plan Administrators and being self-funded.
- Since that time, Innovative Insurance Group has continued to help migrate employees to the new insurance; the contract has expired, so they sent a new contract proposal to Joint Administrative Services Board to continue until the end of the fiscal year. The proposal was for \$20,000 for their services to help employees during this transition. They have accepted many calls and helped in many ways. The proposal also included any assistance needed if the County needed to do another RFP for FY22 insurance or if the County just negotiates new rates and plans. Innovative Insurance Group would also assist with open enrollment since the process will be new because the County has been with Anthem for many years.
- The Joint Administrative Services Board felt that these services would be beneficial, so the contract was approved.
- At the end of the six (6) months, the County will reevaluate and may renegotiate the contract with Innovative Insurance Group.
- In four (4) to six (6) weeks, the County will work with Innovative Insurance Group to look at FY22 and evaluate all of the options.
- Confirmed that Innovative Insurance Group is consultants; they serve both the health insurance, Benefit Plan Administrators, and the dental insurance, Guardian.

Supervisor Bass asked what the response from members has been up to this point. Brenda Bennett stated that the response had been a mix, there have been some issues, but there has also been some positive feedback. Working with the pharmacies in Berryville because they were not-in-network.

Supervisor Bass questioned, and Brenda Bennett confirmed that there are around 350 participants, which include the School employees.

Supervisor Bass expressed that his understanding of a self-funded plan is to ideally have a healthy workforce. Brenda Bennett explained that as a part of the contract negotiation, she contracted for reinsurance as well, so there is a cap. Chris Boies further explained that based on historical data, reinsuring a certain amount. Chair Weiss stated that the goal was that the money saved by insurance companies over the years would come to the County to cover; adding that there will be years where there may be no savings, so the County will have to utilize the reinsurance; but, on the whole, it should bring money back.

Chair Weiss explained that the Joint Administrative Services Board is set up to make the decisions but if the School Board or this Board object to the decisions, it can be discussed.

12) Government Projects Update

Chris Boies provided the monthly project update:

- The Monument Committee will hold its first meeting on Thursday evening at 6:30. Maral Kalbian will be presenting her research on the monument, which was previously presented to this Board; it is a good starting point for that committee to get the context. The committee will decide on a working plan for future meetings.
 - Chair Weiss stated that in the Winchester Star article, it indicates a public hearing; Mickey Powell explained that John Staelin informed him that there would be a public hearing at some point discussed on Thursday night. Chair Weiss confirmed with Chris Boies; that John Staelin stated that there would be a citizen comment period at the meeting because he thought that it would be helpful to receive some public comments. Chair Weiss clarified that there would not be a public hearing; Chris Boies stated that it is not a public hearing from the legal standpoint; it is a public input session.

- Earlier in the meeting, you met Jennifer Parker, the new Social Services Director. She has been very busy in her first week here, and we have met several times to get her oriented. Her first meeting with the Social Services Board is next week.
- County department budgets were due to be submitted in Munis last Friday; we will work with Brenda and her team in reviewing what has been submitted. Staff will also be holding several meetings to develop revenue projections for the upcoming fiscal year. The Finance Committee will frequently be meeting in February and March to develop a budget proposal for the full Board to consider. If all goes according to schedule, the Board could authorize a public hearing on March 16.
- I would like to thank Director Lichty and some of his staff for their assistance with the Health Department vaccine clinics; they have assisted in a number of different ways, including working both the Boyce event and the one at the High School on Friday.
- I also would like to thank Brianna Taylor and Brenda Bennett for the work they have done in general but also particularly as it relates to this meeting. The Board packet was 470 pages, and they worked diligently to make sure the information included was accurate and available for the public to review.
- Thank Cathy Kuehner for the website post over the weekend, giving the website links to the Virginia Department of Health links for phase information and two separate websites for the pod locations and signing up for the vaccine through Valley Health. All are on our website to help guide people.
- If you have citizens that ask about the vaccine, there are a couple of websites that they can go to to help them. There is a Virginia Department of Health website that helps citizens figure out which phase they are in; the links are available on the County Facebook page and on the County website under the COVID-19 page. Adding that if citizens are in the current phase, there are two (2) options; Dr. Greene mentioned a few others. The first option is to look on the Valley Health website to get signed up for one of the appointments when open. When people call into County Administration Office, we are telling them to check every day, and as often as they can because once posted, the spots go quickly. The other option is the Virginia Department of Health open PODs; what was done at Boyce and the High School last week; locations of the PODs are on the website, and it is done on a first-come, first-serve basis. The site at the high school worked really well, but some people did have to wait for many hours. People were able to stay in their cars, so there was social distancing. All of the information is on those

websites, and hopefully, sending people there will help cut down on the number of calls that the Health Department is getting.

- Vice-Chair McKay expressed that the first-come, first-serve does create lines, but it went really well at the high school.
- Supervisor Lawrence explained that the Volunteer Fire & EMS received the first vaccine; there were many people.

13) Miscellaneous Items

None added to the January 19 meeting.

14) Summary of Required Action

<u>Item</u>	<u>Description</u>	<u>Responsibility</u>
1.	Process approved minutes for December 15, 2020, Regular Meeting Minutes.	Brianna R. Taylor
2.	Execute notice of appointments	David S. Weiss
3.	Process appointments and update the database.	Brianna Taylor
4.	Execute Resolution 2021-01R	David S. Weiss
5.	Process Resolution 2021-01R	Brianna R. Taylor
6.	Execute Resolution 2021-02R	David S. Weiss
7.	Process Resolution 2021-02R	Brianna R. Taylor
8.	Execute 106 North Church Street Lease Agreement- Dunn Land Surveys Inc.	Chris Boies
9.	Process Policy for allowing parcels in easement to retire all remaining DURs	Alison Teetor
10.	Process Application for easement donation – Blue Ridge Hunt	Alison Teetor
11.	Process Application for easement donation – Gerald Staley & Margaret Geisler	Alison Teetor
12.	Process Bills and Claims	Brenda Bennett
13.	Process all Public Hearing PH2021-01 Budget Amendments to the Approved FY 21 Budget Items	Brenda Bennett

The Board encouraged Mickey Powell, Winchester Star, to write an article to raise awareness of organ harvesting in China presented during the citizens' comment period.

15) Board Member Committee Status Reports

Supervisor Matthew E. Bass

- Board of Septic and Well Appeals
 - Did not meet.
- Library Advisory Council
 - Did not meet.
- Planning Commission
 - Was not able to attend.
 - George Ohrstrom is Chair, and Randy Buckley is Vice-Chair.
 - Discussed priorities, the overhaul of the Ordinance Update, and the Comprehensive Plan.
 - A public hearing is being prepared for Text Amendment to Manufactured Homes to match State Code for the February Business Meeting.
 - Likely looking at a March Public Hearing on Short-term Residential Rentals.
- Sheriff Office
 - No update.
- Josephine School Community Museum Board
 - Still not meeting due to COVID-19.
- Legislative Updates – High Growth Coalition
 - Session convened on the 13th.
 - One bill that is proposed is for Outdoor refreshments; it would allow a locality three (3) locations, as long as certain criteria is met, to serve alcohol outdoors.
 - Chair Weiss stated that he sent an email because this is an insane and ridiculous idea because it can be 320 acres. Adding that it appears that they want to create many centers of outdoor entertainment in the Countryside, and somehow they would be designated as the only ones.
 - Chair Weiss opined that this legislation should be vigorously opposed. Supervisor Bass explained that he was bringing it to everyone's attention.
 - Chris Boies clarified that there is a difference when it is in the center of town compared to the center of a farm.
 - The other legislation was on speed limits, allowing localities to drop down speed limits to 15mph in business and residential areas.
- Northwestern Regional Juvenile Detention Center Commission

- Met on December 17, 2020, no Clarke County Juveniles were involved in any delinquent activities.
- Northwest Regional Adult Drug Treatment Court Advisory Committee
 - Meets on January 22.
 - Expect more on the study.
- Northern Shenandoah Regional Commission
 - Has a zoom meeting.
- Town of Berryville
 - Met on January 12.
 - Main discussion point was on taking steps to abate blight on Josephine Street, Cattleman Lane, and First Street. There was an article in the Winchester Star.

Supervisor Terri T. Catlett

- CTE
 - Cancelled
- CPMT
 - Meets next Monday.
 - Look forward to having the new Director of Social Services as a member.
- Clarke County Humane Foundation
 - Meets at the end of the month.
 - Have a new interim Shelter Manager, Marcella Helinski.
- Conservation Easement Authority
 - Meets this week.
 - Discussed DURs.
- Parks & Recreation Advisory Board
 - Met last week.
 - Looking at bylaws and other committees.
- Clarke County Historic Preservation Commission
 - Will discuss neglected buildings and how to encourage residents to fix them.
- Town of Millwood
 - Mailed the newsletter out in November but did not get to people until December/January; it was a good newsletter.
- School Board
 - The Chair is Monica Singh-Smith, and Vice-Chair is Katie Kerr-Hobert.
 - Winter sports discussed for over an hour; decided to move forward with the season.
- The Genda family has established an educational award for Clarke County High School Seniors since the Star Leadership Award is no longer being given to area seniors. In addition, Sheriff Roper, Laura Cummings, Gwen Malone, and John

Milleson are serving as the selection committee for the first award. Personally applaud this, and it is great for the County.

Supervisor Doug M. Lawrence

- Board of Social Services
 - Met the new Director, Jennifer Parker.
 - Has already scheduled a new member orientation.
 - Meeting next week and after the meeting, the State is going to give a new member orientation.
- Berryville/Clarke County Joint Committee on Economic Development and Tourism
 - Met last Friday.
 - One slide of the presentation explained the interactions between EDAC and IDA was interesting.
- Broadband Implementation Committee
 - Still going in circles, but there is a current and daylight.
 - Vice-Chair McKay stated that there are more prospects than there used to be.

Vice-Chair Bev B. McKay

- Joint Building Committee
 - Discussed the DropBox Relocation project.
- Clarke County Sanitary Authority
 - Struggling with past dues, COVID-19 Relief will be beneficial.
 - Voted on a rate study.
 - There will be a tour for the new member, Wayne Armbrust, so if anyone wants to join in on the tour let staff know.
 - Testing is done throughout the year. On the testing had an issue with lead and copper. One was at a church and one at a house, both not in use. The second testing was fine; a letter will be sent out.
- Town of Boyce
 - Need to look at putting the speed trailer on Whiting Drive. Sheriff Roper stated that he would get the speed trailer there.
 - Pulled out five (5) tanks in the old filling station, the tanks are bigger than the gas station.
- Economic Development Advisory Committee
 - Meets tomorrow.

Chairman David S. Weiss

- Berryville/Clarke County Joint Committee on Economic Development and Tourism
 - Jay Arnold is the Chair for the year.
 - Felicia Hart gave an excellent presentation.
 - There is a program called Economic Gardening, where the State will work with businesses to identify and describe their needs. We can take part because our Economic Development Director takes part in that.
 - Felicia Hart is doing a great job, accomplishing many things, and establishing relationships with many businesses. Adding that the Town seems pleased with all of her efforts in the Town.
 - Chris Boies presented the economic development structure of the IDA, EDAC, and BCCJCED&T. This will be presented to the Board in the near future at a Work Session. All of the groups looked at it with enthusiasm. The goal is to provide direction and guidance for each of the groups. The main future key is to assign responsibility to the group that has the talent to reach out.
- Fire & EMS Commission
 - Working through the budget requests seems like it is going smoother than in the past.
 - Diane Harrison was elected Chair, and Matt Hoff was elected Vice-Chair.
 - The fail rate last month was less than 5%, so there have been tremendous strides. Staffing is making a difference, and thanked the volunteers.
- Industrial Development Authority
 - Meets next week.

16) Closed Session pursuant to §2.2-3711-A7 Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel.

At 3:20 pm, Supervisor Bass moved to enter closed session pursuant to §2.2-3711-A7 Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. The motion carried by the following vote:

Matthew E. Bass - Aye

Terri T. Catlett Aye
Doug M. Lawrence - Aye
Beverly B. McKay - Aye
David S. Weiss - Aye

At 3:42 pm, **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 Catlett moved to; reconvene in open session. The motion carried as follows:**

Matthew E. Bass - Aye
Terri T. Catlett Aye
Doug M. Lawrence - Aye
Beverly B. McKay - Aye
David S. Weiss - Aye

Supervisor Bass further 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:

Matthew E. Bass - Aye
Terri T. Catlett - Aye

Doug M. Lawrence - Aye
Beverly B. McKay - Aye
David S. Weiss - Aye

No action followed the Closed Session.

At 3:47 pm, Chair Weiss recessed the meeting.

At 6:30 pm, Chair Weiss reconvened the meeting.

17) Citizen's Comment Period

No persons appeared to address the Board.

18) PH2021-01: Budget Amendments to the Approved FY 21 Budget

Chris Boies explained that the public hearing is on a number of amendments to the adopted FY2021 County budget. The Code of Virginia requires a public hearing when a budget amendment exceeds 1% of the approved budget. The approved FY2021 budget totals \$43,900,233 in expenditures. Clarke County has always had a cautious of the 1% requirement, have heard a public hearing once the accumulative amendments for the year reach 1%. The County has reached that point primarily due to COVID-19 expenses, which have been covered by the Federal CARES Act funds which have been received by the County.

A) CARES Act Funding Update

a) *Review CARES Summary Report*

Brenda Bennett stated that up to this point, the Finance Committee had brought forth CARES expenditures that the Board of Supervisors has approved along the way. Tonight bring forth the remaining amount of CARES expenditures and the items that will be accounted/expensed for that balance. She then explained the following summary:

CARES Act Funds Expense Summary Report

Total amount of Award	2,550,902.00
Reimbursed through October 2020	<u>(1,345,783.99)</u>
Remaining available balance	1,205,118.01

Clarke County Covid-19 CARES Act Expenses

Qualifying Covid-19 Accounts Payable Expenses & Encumbrances

November 2020 Accounts Payable Expenses (Detail attached)	26,038.03	
December 2020/January 2021 Accounts Payable Expenses (Detail attached)	262,233.64	
Glass Doctor Invoice (invoiced/pd FY21 paid from CARES)	6,183.00	Encumbrances \$5,007.33 remote work laptops \$6,161.42-console equip move 11,050 - Econ Dev-video 1,885 - Econ Dev-graphic design 2,850 - console cleaning-911
Encumbrances	26,953.42	
Central Store purchases for 10/01/20 through 12/30/2020	10,544.73	
Blue Ridge Volunteer FD PPE supplies not included with previous requests	342.21	
Total Covid-19 AP expenses/encumbrances	332,295.03	

Qualifying Covid-19 related salaries & benefits

Parks & Recreation Child Care Program (Nov & Dec)	14,995.38	
School employees assigned to Child Care Program (Nov & Dec)	24,602.46	
PT Animal Shelter (December)	2,414.13	Career staff @ BRVFC Sept- 1,514.64 Oct- 7,594.71 Nov- 6,475.15 Dec - 11,441.16 These amts incl salary and related FRCA
Career staff stationed at Blue Ridge Volunteer Fire Co, PT Salaries & benefits (Sept-Dec)	27,025.66	
Total Covid-19 related salaries & benefits	69,037.62	

Qualifying Covid-19 sick leave pay

Covid Sick Leave Pay	11,029.41	Total Covid-19 sick leave pay
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Public Safety Hazard Pay

Sheriff's Office Hazard Pay for Nov & Dec	14,263.63	
Fire & EMS Harzard Pay for Nov & Dec	21,906.78	
Total Covid-19 qualifying hazard pay	36,170.40	

Public Safety Salary & Benefits (previously budgeted-qualified for CARES Act reimbursement)

Total Public Safety salary & benefits	742,425.60
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Qualifying Covid-19 Unemployment paid for Qtr end 6/30/2020

Total Covid-19 unemployment	14,159.95
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Total County Covid-19 Expenses	<u>1,205,118.01</u>
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COV19 - Paid from Registrar CARES fund

November 2020 Accounts Payable Electoral Board Covid-19 Expenses	8,896.50	
Registrar part time salaries and benefits	7,598.21	
Hazard Pay	1,750.00	
Total Registrar Nov 2020 Covid-19 Expenses	<u>18,244.71</u>	

Total Clarke County Covid-19 related expenses proposed for reimbursement	<u>1,223,362.72</u>
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Supervisor Lawrence asked if a Fire & EMS employee was covered by both the COVID benefits and the Public Safety Hazard Pay would that be accounted for under both of those categories. Chris Boies explained that the actual salaries for the year will greatly exceed what is being reimbursed so we will be covered.

b) CCPS Division CARES Act funds from the U.S. Department of Treasury

Brenda Bennett summarized the CARES Act funds and CARES Act Grant funds the Clarke County Public School Division has received. The amount are as follows:

- \$324,170 in CARES Act funds from the U.S. Treasury.
- CARES Act grant - \$148,239.93 from the Virginia Dept. of Education.
- CARES Act grant – Instruction & Technology, \$38,000 from the Virginia Dept. of Education.

- CARES Act grant – Special Education, \$5,937.45 from the Dept. of Education.

c) Municipal Utility Relief Program

Brenda Bennett explained that this item was mistakenly missed at the afternoon session; therefore, it is being brought to the Boards attention now, even though this is not a part of the public hearing. This program is CARES Act funds. The purpose is to help customers that have fallen behind on their water & sewer bills due to COVID-19. The grant funds flow through the County, but they are awarded to the Clarke County Sanitary Authority. The amount of \$53,805 was awarded. This has a very short time-span. The deadline to expend the funds is February 19, 2021. In addition to that, the Town of Berryville also received \$3,898 for the same use for the town customers, with the same regulations and deadline. Explained that there was a discussion with Mary Meredith, staff representative for the Clarke County Sanitary Authority; currently, there are ten (10) applications totaling \$9,100. Unless more applications come in, the County may have to send the remaining funds back.

Supervisor Bass asked what else could be done; Brenda Bennett expressed that it is possible that there may be an extension, but as of now, there is no mechanism to complete this any other way. Adding that template applications were sent out for citizens to use, but those applications were very specific.

Supervisor Bass questioned, and Brenda Bennett confirmed that the deadline for submission of applications could be up until February 15, 2021, so it could be processed by the payment deadline of February 19, 2021.

Supervisor Bass requested that staff push to get the word out because it would be nice not to give money back.

B) Various Clarke County Public Schools grant Supplements

Brenda Bennett explained the following:

a) Claude Moore Foundation Grant

The Division has been awarded a grant through Lord Fairfax Community College in the amount of \$88,000, and it will be used to purchase an Anatomage Table for Anatomy & Physiology Enhancement for the 20/21 school year.

b) School Security Equipment G

CCPS has been awarded a grant from the Virginia Department of Education, in the amount of \$66,073, with a required match of \$16,518 for a total of \$82,591. The grant

will be used for the purchase and installation of security equipment for Boyce Elementary School, Clarke County High School, and DG Cooley Elementary School.

c) Title III Grant Supplemental

Supplemental revenue and expenditure in the amount of \$6,250 are needed to balance the grant budget to the actual grant award amount for the award year 2020.

d) IDEA Grant Supplemental

Supplemental revenue in the amount of \$11,654 and expenditure in the amount of \$7,463 is needed to balance the grant budget to the actual grant award amount for the award year 2020.

C) Conservation Easement:

Chris Boies summarized: This amendment totals \$569,029, but the majority of these funds are being received from state and federal sources. The property proposed for easement consists of 214 acres with 6 DUR's, all of which will be retired with this easement. The property scores highly in the property resource score, with a score of 125. \$323,500 is being received from the Natural Resource Conservation Service, \$121,875 from the Virginia Land Conservation Fund, \$61,827.10 from the Virginia Department of Agriculture and Consumer Services, and the same amount from the County. The landowner is donating \$80,875 of the remaining appraised value. This request highlights the incredible job Alison Teetor does in leveraging outside funding sources to achieve tremendous results for Clarke County with a less than 11% match.

Alison Teetor added that this is one of the better applications in terms of Conservation Easement; it includes the protection of historic resources, a perennial stream, and century farm.

D) Historic Preservation Commission Grant:

Chris Boies summarized: The Clarke County Historic Preservation Committee has received a grant from the American Battlefield Protection Program, administered through the National Park Service. The grant will pay 100% of the costs of \$39,427 to study the Battle of Berryville boundaries and to develop preliminary information for a potential future National Register Nomination. The firm Richard Grubb and Associates, Inc. will perform the work under the supervision of the Historic Preservation Commission.

Chair Weiss confirmed that there were eleven (11) firms that applied for the job.

E) Deed Book Restoration Grant:

Chris Boies summarized: This is the first grant we think the Clerk's office has ever received, it covers 100% of the costs of restoring four of the old books in the office, this includes two of the marriage registers, which will be scanned and refurbished, and two of the land record books which have all already been scanned but will be refurbished. A vendor, COFILE, which has been vetted through the Library of Virginia, will complete this work. We applaud Circuit Court Clerk April Wilkerson, applying for and receiving these funds that otherwise would have come at local taxpayers' expense.

Vice-Chair McKay questioned, and Supervisor Lawrence confirmed that the books date back to 1836.

At 7:00 pm, Chair Weiss opened the public hearing.

Nathan Stalvey, Director of the Clarke County Historical Association: put forth the following points:

- In support of the Historic Preservation Commission Grant.
- The committee that was established to conduct the research on the search firm is a stellar committee full of people who have the County's interest at heart and a dedication to the history of Clarke County.
- Fully support this grant to help us determine exactly where the Battle of Berryville was, not only for the Conservation Easement efforts but also to help the Historical Association to better tell that story.
- Applaud that committee's efforts.

At 7:01 pm, Chair Weiss closed the public hearing.

Supervisor Lawrence made all of the following motions:

- **"Be it resolved that FY21 budgeted expenditure and appropriation be increased \$480,937.12 and that revenue from the Federal CARES Act be recognized in the amount of \$1,223,362.72, all for the purpose of reimbursement of qualifying FY21 COVID-19 related expenditures."**
- **"Be it resolved that FY21 budgeted revenue and appropriation be increased \$516,347 in the School Operating Fund and that revenue from the Federal CARES Act be recognized in the amount of \$516,347, all for**

the purpose of reimbursement of qualifying FY21 COVID-19 related expenditures."

- **"Be it resolved that FY21 budgeted expenditure and appropriations in the School Capital Projects Fund be increased \$154,073 and that revenue from the Lord Fairfax Community College be recognized in the amount of \$88,000, and revenue from the Virginia Department of Education in the amount of \$66,073 be recognized, all for the purpose of purchasing an Anatomage Table and School Security Equipment."**
- **"Be it resolved that FY21 budgeted expenditure and appropriations in the School Operating fund be increased \$13,713 and revenue from Title III & IDEA Grants be recognized in the amount of \$17,904, all for the purpose of balancing revenue and expenditure to actual award amounts."**
- **"Be it resolved that FY21 budgeted expenditure and appropriations to the Conservation Easement fund be increased \$569,029, that revenue from the Federal government be recognized in the amount of \$323,500, and revenue from the Commonwealth be recognized in the amount of \$183,702 and that the fund balance designation for Conservation Easement purchases be decreased by \$61,827, all for the purpose of purchasing Conservation Easements on the land of RSP Enterprises, LLC (Smithfield Farm)."**
- **"Be it resolved that FY21 budgeted expenditure and appropriation to Historic Preservation Commission be increased \$39,427, and that revenue from the Federal government be recognized in the amount of \$39,427, for the purpose of accepting the Battle of Berryville Boundaries Grant."**
- **"Be it resolved that FY21 budgeted expenditure and appropriation to Clerk of the Circuit Court be increased \$18,913 and that revenue from the Commonwealth be recognized in the amount of \$18,913 for the purpose of accepting the Deed Book Restoration Grant."**

The motions carried by the following vote:

Matthew E. Bass	-	Aye
Terri T. Catlett	-	Aye
Doug M. Lawrence	-	Aye
Beverly B. McKay	-	Aye
David S. Weiss	-	Aye

Supervisor Catlett thanked staff for all of the dedication and hard work for all of the detail and explanation

The Board thanked all staff for their hard work.

Vice-Chair McKay expressed that he is happy about the easement. Alison Teetor stated that she looks forward to closing.

19) Adjournment

At 7:04 pm, Chair Weiss adjourned the meeting.

Next Regular Meeting Date

The next regular meeting of the Board of Supervisors is set for Tuesday, February 16, 2021, at 1:00 pm in the Berryville Clarke County Government Center, Main Meeting Room, 101 Chalmers Court, Berryville, Virginia.

ATTEST: January 19, 2021

David S. Weiss, Chair

Chris Boies, County Administrator

Transcribed by Brianna R. Taylor, Deputy Clerk to the Board of Supervisors