

Chapter 24 Officers And Employees

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Chapter 24 Officers And Employees

[HISTORY: Adopted by the Board of Supervisors of Clarke County as indicated in article histories. Amendments noted where applicable.]

General References

Chapter 71 Building Construction

Code Of Virginia References

§ 15.2-1527. Bonds of officers

§ 36-105. - Enforcement of Uniform Statewide Building Code

§ 36-97 et seq. - Uniform Statewide Building Code

Article I Bonds

[Adopted 01-19-1988 as § 2-1 of the 1987 Code]

§ 24-1. Bonds of officers, employees and agents.

All officers, employees and agents of the county who are required to give bond shall give bond with corporate surety, and the county shall pay the premium therefore, except as to the Treasurer, who may give bond as provided in the Code of Virginia, § 15.2-1529. Amount of bond of treasurer or director of finance of counties

Article II Disposition of Fees

[Adopted 01-19-1988 as § 2-4 of the 1987 Code]

§ 24-2. Payment into county treasury.

Except as may be specifically provided otherwise by state law, this Code or other ordinances, all fees paid to county officers and employees for services rendered or documents furnished shall belong to the county and shall be paid into the county treasury by the recipients thereof not less frequently than once each week.

Article III Building Official/Department

[Adopted 01-19-1988 as § 4-1 of the 1987 Code]

§ 24-3. Office of Building Official established.

The office of the Building Official is hereby established. Except as may be provided otherwise by state law, this Code or other ordinance, the Building Official shall administer and enforce the provisions of Chapter 71, Building Construction, and the provisions of state law relating

to buildings and structures within the county, and he shall have such powers and perform such duties as may be necessary for such administration and enforcement.

§ 24-4. Records; annual report.

- A. The Building Official shall keep or cause to be kept a record of the business of his office, which shall be open to public inspection.
- B. The Building Official shall annually submit a report to the Board of Supervisors covering the work of his office during the preceding year.

§ 24-5. Building Department.

The office of the Building Official as established by this article shall be deemed to constitute the Building Department of the county and may be referred to as such, provided that the Board of Supervisors may at any time enter into an agreement with the governing body of another Virginia county or municipality or with some other agency or a state agency approved by the State Department of Housing and Community Development for the enforcement of any part or all of the Virginia Uniform Statewide Building Code within the county.²

Article IV Employment, licensing and volunteer service; background check

§ 24-6. Employment, licensing and volunteer service background check.

- A. This section is enacted to comply with the provisions of Code Virginia §§ 15.2-1503.1, 15.2-1505.1 and 19.2-389(A)(7), as amended, to be able to access criminal history record information regarding those persons conditionally offered employment in sensitive positions in the County service in order to determine whether the past criminal conduct of such persons would be compatible with the nature of such employment.

Further, the provisions of this section are intended to be in addition to, and not in derogation of all other federal and state statutes and County ordinances providing for access to criminal history record information concerning applicants for, and persons offered, positions in the County service.

- B. An applicant, licensee or volunteer seeking to engage in employment or volunteer service shall submit fingerprints taken by the county sheriff's office to the Central Criminal Records Exchange in Richmond, Virginia, along with the appropriate fees.
- C. The county shall pay all applicable fees to Central Criminal Records Exchange.

The Central Criminal Records Exchange will compare the subject's fingerprints against its criminal file and, if no disqualifying conduct is found therein, submit the fingerprints to the Federal Bureau of Investigation for a comparison with nationwide records.

The results of the Federal Bureau of Investigation will be returned to the Central Criminal Records Exchange, which will disseminate the state and national results to the Office of the County Administrator.

- D. The Office of the County Administrator shall disseminate the results of the criminal background check to the county for fitness determination.
- E. In rendering a fitness determination, the county will decide whether the record subject has been convicted of or is under pending indictment for:
 - 1. A crime which bears upon his ability of fitness to serve in that capacity; or
 - 2. Any felony or a misdemeanor which involved force or threat of force, controlled substances, was a sex-related offense, or a crime involving moral turpitude; or
 - 3. Has been the subject of a founded child abuse or neglect complaint.
- F. Any such person will be presumptively disqualified and any such person who is presumptively disqualified will only be permitted to engage in employment or volunteer service if authorized by the County Administrator and County Attorney.
- G. A record subject denied employment, licensure or service as a volunteer shall be notified that information from the Central Criminal Records Exchange contributed to such denial.

Should the record subject seek to amend or correct the record, the subject must contact the Central Criminal Records Exchange for a Virginia record or the Federal Bureau of Investigation for records from other jurisdictions maintained in its file.

Amendments Chapter 24

2016-05-17

Chapter 24 add Article IV Employment, licensing and volunteer service; background check
CC-2016-02

References

²Editor's Note: See ~36-97 et seq. of the Code of Virginia