

September 15, 2015

Clarke County Board Of Supervisors
Regular Meeting
Main Meeting Room

1:00 p.m.

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, September 15, 2015.

Board Members Present

Barbara Byrd; J. Michael Hobert; Bev McKay; John Staelin; David Weiss

Board Members Absent

None

Staff Present

David Ash; Barbara Bosserman; Len Capelli; Brandon Stidham; Lora B. Walburn

Others Present

Terry Catlett; Matt Hoff; Beth Leffel; Laure Wallace; Val Van Meter and other citizens

1) Call to Order

Chairman Weiss called the afternoon session to order at 1:01 p.m.

2) Adoption of Agenda

- Add to Consent Agenda: 2015 VACo Voting Credentials
- Add to Finance Committee Items: Board Approval for VFW Donation for Public Forum
- Add Closed Session pursuant to §2.2-3711-A3 discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

Supervisor Staelin moved to adopt the agenda as modified. The motion carried by the following vote:

Barbara J. Byrd	- Aye
J. Michael Hobert	- Aye
Beverly B. McKay	- Absent
John R. Staelin	- Aye
David S. Weiss	- Aye

3) Citizens Comment Period

No citizens attending the afternoon session addressed the Board.

4) VDOT

Ed Carter, with Charlie Monroe, appeared before the Board to provide the monthly update.

Maintenance:

- Completed 90% of secondary mowing and finish up this month;
- Performed boom-ax work on Rt. 7 slopes and will continue along Rt.7 this month;
- Conducted spot patching on Rt. 255 and Rt. 604;
- Did spot leveling on Rt.606;
- Removed hazardous trees on routes 255, 340, 622, 627 and 657;
- VDOT will begin ditching operations on various routes south of Rt. 50 and prepping/testing snow removal equipment for upcoming winter season.

Supervisor McKay joined the meeting at 1:15 pm.

Board Issues:

- Mowing/Spraying and Environmental concerns: VDPT met with pollinator habitat group on August 19 to discuss their concerns and our position. VDOT has a tour tentatively scheduled with them on September 30 to look at our typical mowing practices.
- Business 7: The pipe has been ordered for the repair on business 7 in Berryville.
- Allen Road: Awaiting Board direction.
 - o Notice sent to constituents; two formal, written responses received from affected residents.

- Drainage work planned for this year.
- Surface treatment planned for next spring.
- The SSYP currently has funding for Allen Road improvements.
- VDOT would like to complete drainage work this year, which will help road conditions this winter and help in preparation for surface treatment next year.
- Supervisor Byrd:
 - Received several responses from residents on both the east and west ends.
 - West end constituents are distressed over the paving delay.
 - The entrance to Turtle Lane is at the end of the curve that can be dangerous in winter; and vehicles have slid off the road into fencing on adjacent property.
 - Some residents have difficulty breathing the road dust.
- Requested dust control treatment.
- Clarke does not wish to lose VDOT funding.

Supervisor Byrd:

- Crums Church Road: Issues include:
 - Big trucks: volume, speeds, use of jake brakes.
 - Request VDOT review of road markings.
- Recent Accident at Triple J and Crums Church Road: Issues include:
 - Speeding on Route 7.
 - Tractor trailers.
 - Vehicle operators failing to observe traffic signals.
 - Suggest a summit to include VDOT, VSP, local law enforcement, local government and some concerned citizens.

Vice Chairman McKay:

- Janeville Road:
 - Not on the priority list for paving.
 - Request dust treatment.

- Route 522 Lake Frederick Area: VDOT will check the status of intersection light transition.
- Powhatan School: Request a meeting with VDOT and Powhatan Head Master. Traffic Engineering is performing another study of the intersection to determine if a light is warranted.
- Intersection Gun Barrel Road and Chrismore Road: Traffic Engineering measured 1,600 feet of sight distance.

Supervisors John Staelin:

- Bicycle Accident on Route 255: While the road is fine for vehicular traffic, the people on the bicycle had a problem.
- Route 601: VDOT will check on status of reflector replacement.

5) People Inc. Annual Report by Rob Goldsmith

Highlights of Mr. Goldsmith's report include:

- Distributed hard copy of 2014 Annual Report.
- Working with Len Capelli, Director Economic Development and Tourism.
- Thirty-four persons attended entrepreneurs training.
- Current projects:
 - Supportive Services for veterans and families; targeted service is homeless prevention.
 - Senior services program in partnership with SAAA; match seniors needing in home services, or extra income, etc.
 - Small business outreach.
- People Inc. is willing to work with the Supervisors on larger scale projects.

6) Economic Development and Tourism Update by Len Capelli

Highlights of Mr. Capelli's report include:

- Distributed flyer for October 7 event "Let's Put Berryville On The Map" with Google and Town of Berryville.
- Hired Amanda Kowalski, who has many area contacts.

- Working with local businesses to bundle and advertise weekend get-aways.
- Reached out to area tree farmers.
- Added 15 different events to virginia.org website.
- Will be developing an economic development website to use with social media.
- Battletown Inn Update:
 - o Shown to prospective buyers approximately 15 times.
 - o Structural engineer contracted; repair estimate is in excess of \$500,000.
 - o State Tourism may provide funding for this property.

7) Approval of Minutes

Page 266 Change from Supervisor McKay put forth his objection to the proposed fee opining that he was fundamentally opposed to increasing ~~fin~~ **taxes**.

Supervisor Byrd moved to approve the minutes for August 18, 2015 Regular Meeting as amended. The motion carried by the following vote:

Barbara J. Byrd	-	Aye
J. Michael Hobert	-	Aye
Beverly B. McKay	-	Aye
John R. Staelin	-	Aye
David S. Weiss	-	Aye

8) Consent Agenda

Lord Fairfax Health District 2015-2016 Locality Agreement**COMMONWEALTH OF VIRGINIA
DEPARTMENT OF HEALTH****STATEMENT OF AGREEMENT WITH the Board of Supervisors of Clarke County**

Under this agreement, which is created in satisfaction of the requirements of § 32.1-31 of the *Code of Virginia* (1950), as amended, the Virginia Department of Health, over the course of one fiscal year, will pay an amount not to exceed \$329,804 from the state general fund to support the cooperative budget in accordance with appropriations by the General Assembly, and in like time frame, the **Board of Supervisors of Clarke County** will provide by appropriation and in equal quarterly payments a sum of \$216,356 local matching funds and \$2,238 one-hundred percent local funds for a total of **\$218,594** local funds. These joint funds will be distributed in timely installments, as services are rendered in the operation of the **Clarke County Health Department**, which shall perform public health services to the Commonwealth as indicated in Attachment A(1.), and will perform services required by local ordinances as indicated in Attachment A(2.). Payments from the local government are due on the third Monday of each fiscal quarter.

The term of this agreement begins July 1, 2015. This agreement will be automatically extended on a state fiscal year to year renewal basis under the terms and conditions of the original agreement unless written notice of termination is provided by either party. Such written notice shall be given at least 60 days prior to the beginning of the fiscal year in which the termination is to be effective. Any increase or decrease in funding allocation shall be made by an amendment to this agreement.

The parties agree that:

1. Under this agreement, as set forth in paragraphs A, B, C, and D below, the Commonwealth of Virginia and the Virginia Department of Health shall be responsible for providing liability insurance coverage and will provide legal defense for state employees of the local health department for acts or occurrences arising from performance of activities conducted pursuant to state statutes and regulations.
 - A. The responsibility of the Commonwealth and the Virginia Department of Health to provide liability insurance coverage shall be limited to and governed by the Self-Insured General Liability Plan for the Commonwealth of Virginia, established under § 2.2-1837 of the Code of Virginia. Such insurance coverage shall extend to the services specified in Attachments A(1.) and A(2.), unless the locality has opted to provide coverage for the employee under the Public Officials Liability Self-Insurance Plan, established under § 2.2-1839 of the Code or under a policy procured by the locality.
 - B. The Commonwealth and the Virginia Department of Health will be responsible for providing legal defense for those acts or occurrences arising from the performance of those services listed in Attachment A(1.), conducted in the performance of this contract, as provided for under the Code of Virginia and as provided for under the terms and conditions of the Self-Insured General Liability Plan for the Commonwealth of Virginia.

- C. Services listed in Attachment A(2.), any services performed pursuant to a local ordinance, and any services authorized solely by Title 15.2 of the Code of Virginia, when performed by a state employee, are herewith expressly excepted from any requirements of legal defense or representation by the Attorney General or the Commonwealth. For purposes of assuring the eligibility of a state employee performing such services for liability coverage under the Self-Insured General Liability Plan of the Commonwealth of Virginia, the Attorney General has approved, pursuant to § 2.2-507 of the Code of Virginia and the Self-Insured General Liability Plan of the Commonwealth of Virginia, the legal representation of said employee by the city or county attorney, and the **Board of Clarke County** hereby expressly agrees to provide the legal defense or representation at its sole expense in such cases by its local attorney.
 - D. In no event shall the Commonwealth or the Virginia Department of Health be responsible for providing legal defense or insurance coverage for local government employees.
2. Title to equipment purchased with funds appropriated by the local government and transferred to the state, either as match for state dollars or as a purchase under appropriated funds expressly allocated to support the activities of the local health department, will be retained by the Commonwealth and will be entered into the Virginia Fixed Asset Accounting and Control System. Local appropriations for equipment to be locally owned and controlled should not be remitted to the Commonwealth, and the local government's procurement procedures shall apply in the purchase. The locality assumes the responsibility to maintain the equipment and all records thereon.
 3. Amendments to or modifications of this contract must be agreed to in writing and signed by both parties.

 Marissa J. Levine, MD MPH, FAAFP
 State Health Commissioner
 Virginia Department of Health

 Local authorizing officer signature

 Authorizing officer printed name

 Authorizing officer title

 Date

 Date

Approved as to form by the Office of the Attorney General on August 29, 2011.

Supervisor Staelin moved to approve the items on the consent agenda modifying the VACo 2015 Voting Credentials with the condition that Supervisor Byrd act as first alternate; and if unable to attend, Tom Judge to act as second alternate. The motion carried by the following vote:

Barbara J. Byrd	-	Aye
J. Michael Hobert	-	Aye
Beverly B. McKay	-	Aye
John R. Staelin	-	Aye
David S. Weiss	-	Aye

9) Personnel Committee Items

A. Expiration of Term for appointments expiring through December 2015

09-14-2015 Summary: The Personnel Committee recommends the following appointments:

- Carole Haynes: Agricultural & Forestal District Advisory Committee to a first six-year term expiring July 15, 2021.
- Bryan Conrad: Fire and EMS Commission, Citizen At Large, to a four-year term expiring August 31, 2019.

09-15-2015 Action: **Vice Chairman McKay moved to approve the appointments as presented. The motion carried by the following vote:**

Barbara J. Byrd	-	Aye
J. Michael Hobert	-	Aye
Beverly B. McKay	-	Aye
John R. Staelin	-	Aye
David S. Weiss	-	Aye

B. Appointment of Professional Assessor

09-14-2015 Summary: The Personnel Committee recommends appointing as the professional assessor Stephen Wampler, Wampler Eanes Appraisal Group LTD, a principal of the mass appraisal firm conducting the reassessment. Appointment will go into effective January 2016.

09-15-2015 Action: **Supervisor Staelin moved to approve the appointment of Stephen Wampler, Wampler Eanes Appraisal Group LTD. The motion carried by the following vote:**

Barbara J. Byrd	-	Aye
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J. Michael Hobert	-	Aye
Beverly B. McKay	-	Aye
John R. Staelin	-	Aye
David S. Weiss	-	Aye

C. Board of Equalization Upcoming Appointments

09-14-2015 Summary: The Board is required to appoint a Board of Equalization for the implementation of the reassessment. Three members of the past board are no longer available to serve.

09-15-2015 Action: Highlights of review by David Ash include:

- Must appoint prior to January 2016.
- Greg Canterbury, Thomas Dame and Sid Stern are not available for reappointment.
- Follow up on requirements for appointment including whether all members must be property owners within the County.
- Lindsay Hope, former member, is a real estate agent in the county.
- Provide names of prospective appointees to Chairman Weiss.

10) Board of Supervisors Work Session Items

A. CC-2015-01 Code Amendment: Assessment of court costs to support the implementation and maintenance of an Electronic Summons System.

09-14-2015 Action: The Board discussed the proposed amendment to the County Code and all questions posed were satisfactorily answered.

B. Personnel Policy Update

09-14-2015 Summary: Discussed policy update with Jim Klenkar. The Board provided comments and instructions to Mr. Klenkar on further amendments to the proposed policy.

C. Review Lease Renewal for 106 North Church Street - Dunn Land Surveys, Inc.

09-14-2015 Summary: Item discussed and direction given to the County Administrator to finalize the renewal agreement.

11) Board of Supervisors Finance Items

1. VFW Donation

The Clarke County VFW is hosting an information session on suicide prevention in late September. Pat Dickinson of that organization requested financial support. The Finance Committee recommends providing a donation of \$600 toward the event.

"Be it resolved that \$600 be donated to the Veterans of Foreign Wars for hosting a session on suicide prevention, and that \$600 be transferred from the contingency for professional services to the Board of Supervisors accounts to provide for this expenditure."

09-15-2015 Action: Supervisor Hobert moved to approve the contribution to VFW as requested. **The motion carried by the following vote:**

Barbara J. Byrd	-	Aye
J. Michael Hobert	-	Aye
Beverly B. McKay	-	Aye
John R. Staelin	-	Aye
David S. Weiss	-	Aye

Chairman Weiss commented that the Board does not normally fund outside of its normal process but it felt that this was an important event. He informed the Board that its contribution would fund lunch for the event.

Chairman Weiss left the meeting at 2:03 pm to take a telephone call from County Attorney Bob Mitchell.

2. Acceptance of Bills and Claims

09-14-2015 Summary: The Finance Committee recommends acceptance of August Bills and Claims.

09-15-2015 Action: **Supervisor Hobert moved to accept the August Bills and Claims. The motion carried by the following vote:**

Barbara J. Byrd	-	Aye
J. Michael Hobert	-	Aye
Beverly B. McKay	-	Aye
John R. Staelin	-	Aye
David S. Weiss	-	Absent

3. Standing Reports

Reconciliation of Appropriations, General Fund Balance, Expenditure Summary

Chairman Weiss rejoined the meeting at 2:12 pm.

12) Joint Administrative Services Update

Due to a scheduling conflict, Tom Judge was unable to attend the meeting. Highlights of Board review of the Joint Administrative Services Board minutes include:

- Issues aired at meeting.
 - Modules were not ready in time for earlier training.
 - Additional training will be scheduled, which is believed to be well worth any additional cost.
 - Some modules do not work.
 - Need module for school staff and the Treasurer.
 - Password issues are being investigated.
 - Discussion continues on what is working and whether it is working properly and/or up to expectation.
 - Invoice entry is very time consuming, laborious process for individual offices to enter invoices and there is some question as to whether given the very few invoices that most of the small offices have whether this is a good division of labor.
 - The system is clumsy on some process but users have been assured that it can be streamlined but this has not yet been done.
- Chairman Weiss added that while he was unable to attend the August 24 meeting he did call several constitutional offices and the School Superintendent. He stated there was support for system and training appeared to be the major issue.

13) Government Projects Update

David Ash provided the monthly project update. Highlights include:

Sheriff's Office Renovation

- Need to complete exterior sidewalks and ramp on the south side of building.

101 Chalmers Court – BCCGC

- Unable to attend the BCCGC Joint Building Committee September meeting.

- Bob Mitchell did provide an update advising that he had requested availability of attorneys to go to arbitration.
- Convenience Center
 - Engineering firm provided updated estimates.

14) Miscellaneous Items

No miscellaneous items were added.

15) Summary of Required Action

<u>Item</u>	<u>Description</u>	<u>Responsibility</u>
1.	Amend and process approved minutes.	Lora B. Walburn
2.	Execute and return Lord Fairfax Health District 2015-2016 Locality Agreement.	David Ash
3.	Amend and forward VACo 2015 Voting Credentials.	Lora B. Walburn
4.	Update database and draft notice of [re]appointment.	Lora B. Walburn
5.	Provide notice of appointment to Stephen Wampler, Wampler Eanes Appraisal Group.	David Ash
6.	Finalize renewal agreement for 106 North Church Street.	David Ash
7.	Provide a letter of appreciation to John Ulbrich, Boy Scout Troop 34.	David Ash
8.	Notify VDOT of Board direction for Allen Road project.	David Ash
9.	Process Code update CC-2015-01 and distribute.	Lora B. Walburn

16) Board Member Committee Status Reports

Supervisor J. Michael Hobert:

- Parks and Recreation: No meeting conducted.
 - At the request of Supervisor Hobert, the Board agreed to send a letter of appreciation to John Ulbrich, Boy Scout Troop 34, who, for his Eagle Scout project, created a handicapped accessible raised planter and gravel path at the Senior Center.

- Conservation Easement Authority:
 - Meeting held in August.
 - Donations in process, as well as purchases.
 - Reviewing DUR purchases.
 - Meets this Thursday.

Vice Chairman Bev McKay:

- NSVRC: Brandon Stidham attended the meeting that included an update on the natural resource program. Scheduling a retreat is scheduled for October.
- Horseshoe Curve Dinner honoring law enforcement: Event nicely done. Attended by Senator Vogel, Delegate Minchew and Delegate LaRock.

Chairman David Weiss:

- Fire and EMS Commission: Strategic Plan presentation scheduled tonight.

Supervisor Barbara Byrd

- Social Services:
 - Drug issues are contributing to the rise in legal fees.
 - Attended a vigil for drug issues; also attending were Sheriff Roper and Delegate LaRock.
- Juvenile Jail: No meeting. Currently, Clarke does not have a high jail population.
- Regional Jail: Meets next week. Will seek funding for security system updates.
- Berryville Town Council:
 - Working on signs;
 - Working with a group on “branding”.
 - Established critical snow accumulations at 2 inches.
 - Establishing snow routes.
 - BADA and Town Planning Commission will meet September 24 to review the BADA Comprehensive Plan.

Supervisor John Staelin

- CCSA: It will take at least two days to fill new water tower.

- Planning Commission:
 - Policy Committee:
 - Revisit stream banks.
 - Meets again in October
 - Telecommunications Subcommittee:
 - Verizon wireless has concerns about monopole regulations.
 - Reviewing plans from other jurisdictions.
 - Determine if there is a need for additional towers, heights of those towers, and possible locations.
 - GIS has been helpful in putting together a map for the subcommittee showing the locations of existing antennas and structures.
 - Need to schedule next meeting.
- Sheriff Department: Sheriff accreditation audit is in process.
- Clermont: Attended recent event, as did Delegate Comstock.
- Visitor Center Signage:
 - Would like to add “shopping district” signs.
 - Permission to add signs could be sought at the next general assembly.
 - Need permission to add signage with “welcome to Berryville” with arrow.
 - Need to establish a date to meet with legislators.
 - Discussed with Town representatives.
 - Tasked Brandon Stidham and David Ash to research signage in other jurisdictions.

17) Closed Session

At 2:45 pm, Supervisor Staelin moved to convene into Closed Session pursuant to §2.2-3711-A3 Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body. The motion carried as follows:

Barbara J. Byrd	- Aye
J. Michael Hobert	- Aye
Beverly B. McKay	- Aye
John R. Staelin	- Aye
David S. Weiss	- Aye

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

Barbara J. Byrd	- Aye
J. Michael Hobert	- Aye
Beverly B. McKay	- Aye
John R. Staelin	- Aye
David S. Weiss	- Aye

Vice Chairman McKay 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:

Barbara J. Byrd	- Aye
J. Michael Hobert	- Aye
Beverly B. McKay	- Aye
John R. Staelin	- Aye
David S. Weiss	- Aye

No action was taken on matters discussed in Closed Session.

At 3:00 pm, Chairman Weiss adjourned the afternoon session.

At 6:32 pm, Chairman Weiss convened the evening session.

18) Citizens Comment Period

Tim Keiffer, Turtle Lane resident; provided a brief history and requested, once again, that VDOT pave the west side of Allen Road. He opined that he would prefer paving both ends of the road. He noted myriad problems residents face with the dirt and dust from the unpaved road.

Jane Smith, Turtle Lane resident; spoke to the Board about the dust, safety issues, and excessive speeds.

Mark Staley, Turtle Lane resident, agreed with comments made by Mr. Keiffer and Mrs. Smith. He told the Board that he has repaired his fence five or six times following damage from vehicles running off the road. He opined that paving would help address this problem, as well as the dust problem. He commented that he was surprised to hear that VDOT had changed the paving project back to the east end of Allen Road after it had changing the paving project to the west side a year and half ago.

Supervisor Barbara Byrd noted that VDOT currently proposes completion of needed drainage improvements on the east end and does plan to pave next year. She expressed her support for moving forward with the project as proposed by VDOT so as not to lose funding.

Chairman Weiss put forth that the State is in the process of changing its funding program. He reiterated the Boards commitment to paving Allen Road noting that if the funding remains as VDOT asserts the rest of the road would be paved next year.

Supervisor Staelin stated that there were no other competing paving projects on the priority list. He noted that it took fifteen or sixteen years on the priority list to get a road in his district paved. He expressed his support for moving forward with the project as currently proposed by VDOT.

Chairman Weiss concluded that there was consensus from the Board and instructed County Administrator David Ash to notify Ed Carter of its decision to move forward with the project as currently proposed by VDOT.

- 19) PH 15-10 CC-2015-01 Chapter 165 Taxation Article XX Assessment of court costs to support the implementation and maintenance of an Electronic Summons System

The Clarke County Board of Supervisors shall consider amending the Clarke County Code adding Chapter 165 Taxation Article XX Assessment of court costs to support the implementation and maintenance of an Electronic Summons System as follows:

Article XX Assessment of court costs to support the implementation and maintenance of an Electronic Summons System

§ 165-83. Fee imposed; collection; use.

- a. As authorized by section 17.1-279.1. Code of Virginia (1950), as amended: A local fee of five dollars (\$5.00) to support the implementation and maintenance of an electronic summons system is hereby imposed in every case in which costs are assessable pursuant to section(s) 17.1-275.1, 17.1-275.2, 17.1-275.3, 17.1-275.4, 17.1-275.7, 17.1-275.8, 17.1-275.9, 17.1-275.10, 17.1-275.11, 17.1-275.11:1, or 17.1-275.12, Code of Virginia (1950), as amended.

The clerks of the district and circuit courts shall charge and collect this assessment as a part of the fees taxed as costs.

- b. After collection by the clerk of the court in which the case is heard, the assessment shall be remitted to the County Treasurer and held in an interest bearing account subject to appropriation by the Board of Supervisors.

The Electronic Summons System assessment and interest derived shall be held in a separate account outside of the general fund and shall not revert to the general fund at the end of the fiscal year.

- c. The retained assessment and any interest shall be administered by the Office of the Sheriff and shall be used solely to fund software, hardware, and associated equipment costs necessary for the implementation and maintenance of an Electronic Summons System as selected by the Office of the Sheriff in accordance with the record keeping and reporting requirements formulated by the Supreme Court of the Commonwealth of Virginia.
- d. The assessments imposed by this section shall be in addition to all other costs prescribed by law, but shall not apply to any action in which the state or any political subdivision thereof or the federal government is a party and in which the costs are assessed against the state, a political subdivision thereof or the federal government.

David Ash reviewed the proposed amendment to the Code of Clarke County.

At 6:52 pm, Chairman Weiss opened the public comment portion of the public hearing. Being no persons desiring the address the Board, he closed the public comment portion of the public hearing.

Supervisor McKay spoke in opposition to the proposed plan:

- Virginia State Police [VSP] have not yet adopted the new law.
- When/if VSP adopts there could be compatibility issues with the software / equipment.

- More information is need on this new technology.
- If fees are not received, the County would need to use general funds to cover the cost of equipment and software.

Supervisor Byrd commented that the new technology would result in safety improvements for law enforcement officers.

Chairman Weiss:

- Clarke County and VSP both use state-approved vendors therefore the equipment / software should be compatible.
- The proposed Code change specifies uses for fees charged.

Supervisor Hobert:

- With the increased traffic, implementation would create a safer environment for officers and citizens.
- The new technology should shorten the time spent issuing citations.
- Use of a bar code reader should be easier and more efficient.
- The proposed fee could be considered a user fee.

Supervisor Staelin moved to amend the Code of Clarke County as shown presented in CC-2015-01. The motion carried by the following vote:

Barbara J. Byrd	-	Aye
J. Michael Hobert	-	Aye
Beverly B. McKay	-	Nay
John R. Staelin	-	Aye
David S. Weiss	-	Aye

20) Fire and EMS Commission Strategic Plan Presentation Department of Fire, Emergency Medical Services and Emergency Management Clarke County, Virginia Strategic Plan 2015 - 2020

Highlights of review by Laure Wallace, Chair Fire and EMS Commission, include:

- The Plan is a result of a great deal of vision from its members.
- The Plan will be available locally, as well as to other jurisdictions.
- The Plan celebrates the success of 115 years of volunteer service.
- The Commission:

- Discussed: financial constraints, recruitment and retention challenges, volunteer engagement, training and development, and technology
- Developed Mission, Vision and Values statements.
- Developed Strategic Goals
 - Strategic Vision and Effective Leadership
 - Fire and EMS Operations
 - Ensuring sufficient staffing levels,
 - Recruitment and Retention
 - Mentoring new recruits
 - Incentives to retain active members.
 - Resource management
 - Management of FFS Funds
 - Health and Safety
 - Continual high priority
 - Employee Development
 - Accessible training
 - Incentive plan for new instructors
 - Community Outreach and Partnerships
 - Outreach plan focused on educating the public.
 - Plan Implementation:
 - Supervisor review and acceptance
 - Link to annual plans
 - Annual; review and assessment
 - Working to ensure the future of Fire and EMS.

Vice Chairman McKay opined that the Fire and EMS Commission had done a phenomenal job developing the Plan.

Supervisor Byrd asked if the Commission could see growing interest from the community.

Laure Wallace expressed her belief that there was growing interest. She opined that the Commission and Director Davis were addressing many areas including culture, commitment, and image. She commented further on the dwindling number of active volunteers - from 78 active in 2013 to 69 active in 2014. She said that while this trend is

not unique to Clarke it is a concern and the Commission is committed to changing this trend if they can.

Supervisor Hobert asked for next steps.

Laure Wallace responded the Commission developed next steps as part of the strategies. She used as an example that if the three volunteer companies were treated as a single entity the cost of equipment could be lowered.

Chairman Weiss added that next steps are a "moving target" and there were study groups looking at the most efficient ways to help the companies and develop an organized way to help companies use funding.

Laure Wallace commented that one of the committees is working on defining the metrics of what is acceptable and to establish what is reasonable for the Clarke and measure against national standards.

Supervisor Byrd asked about equipment fundraisers by individual companies.

Laure Wallace responded that the Commission would not stand in the way of individual efforts but suggested companies structure activities in a way that allows cross County use of personnel.

Supervisor McKay asked if other counties were seeing reductions in fire calls as a result of increased fire prevention activities.

Laure Wallace responded that in a recent Washington Post article it noted that counties should get out of the business of funding fire stations because current construction techniques are so good and divert fires in general. The article opined that the only department funded should be emergency medical services.

Matt Hoff added that overall specific fire responses are dropping dramatically because of technology, alarm systems, fire prevention systems, better wiring, etc. He stated that sprinkler systems can general contain the fire before the company arrives. He stated that the number of calls was rising in the areas of hazardous material spills, swift water rescues, and the more technical rescues.

Laure Wallace remarked that the Fire and EMS Director, Frank Davis, was building relationships with the specialty teams.

Supervisor Staelin moved to accept the Strategic Plan report. The motion carried by the following vote:

Barbara J. Byrd - Aye
J. Michael Hobert - Aye

Beverly B. McKay - Aye
John R. Staelin - Aye
David S. Weiss - Aye

Chairman Weiss thanked Laure Wallace for the presentation and thanked all the Commission members for their effort. He opined that it was a tremendous group to work with and members had a tremendous amount of knowledge and tremendous desire to make it a better system. He remarked that he was amazed by their dedication and commitment.

21) Adjournment

At 7:29 pm, being no further business, Chairman Weiss adjourned the meeting.

Next Regular Meeting Date

The next regular meeting of the Board of Supervisors is set for Tuesday, October 20, 2015 at 1:00 p.m. in the Berryville Clarke County Government Center, Main Meeting Room, 101 Chalmers Court, Berryville, Virginia.

ATTEST: September 15, 2015

David S. Weiss, Chair

David L. Ash, County Administrator

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