

July 26, 2022

County of Greene, Virginia

THE GREENE COUNTY BOARD OF SUPERVISORS MET ON TUESDAY, JULY 26, 2022, BEGINNING AT 5:30 P.M. IN PERSON IN THE COUNTY ADMINISTRATION BUILDING MEETING ROOM AND BY ZOOM VIDEO COMMUNICATION

Present were: Marie Durrer, Chair  
Dale Herring, Vice Chair  
Steve Bowman, Member  
Abbey Heflin, Member  
Davis Lamb, Member

Staff present: Mark B. Taylor, County Administrator  
Eric Lansing, Assistant County Attorney  
Kim Morris, Deputy Clerk  
Jim Frydl, Director of Planning and Zoning  
Tracy Morris, Director of Finance  
Terry Beigie, Grant Writer

RE: CLOSED MEETING

Mr. Lansing read the proposed resolution for Closed Meeting.

WHEREAS, the Board of Supervisors of Greene County desires to discuss in Closed Meeting the following matter(s):

- Discussion, consideration, or interviews of prospective candidates for employment as County Building Official and for employment under County Water & Sewer. - §2.2-3711(A)(1)

WHEREAS, pursuant to: §2.2-3711 (A)(7) and (A)(8) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Greene County does hereby authorize discussion of the aforesated matters in Closed Meeting.

Upon motion by Davis Lamb, second by Dale Herring and unanimous roll call vote, the Board entered into Closed Meeting.

|                |              |   |     |
|----------------|--------------|---|-----|
| Recorded vote: | Marie Durrer | - | Yes |
|                | Dale Herring | - | Yes |
|                | Steve Bowman | - | Yes |
|                | Abbey Heflin | - | Yes |
|                | Davis Lamb   | - | Yes |

Motion carried.

RE: OPEN MEETING

Upon motion by Davis Lamb, second by Dale Herring and unanimous roll call vote, the Board returned to open meeting.

|                |              |   |     |
|----------------|--------------|---|-----|
| Recorded vote: | Marie Durrer | - | Yes |
|                | Dale Herring | - | Yes |
|                | Steve Bowman | - | Yes |
|                | Abbey Heflin | - | Yes |
|                | Davis Lamb   | - | Yes |

Motion carried.

By unanimous roll call vote, members certified that only public business matters lawfully exempted from the open meeting requirement and only such matters as identified by the motion to enter into closed meeting were discussed.

|                |              |   |     |
|----------------|--------------|---|-----|
| Recorded vote: | Marie Durrer | - | Yes |
|                | Dale Herring | - | Yes |
|                | Steve Bowman | - | Yes |
|                | Abbey Heflin | - | Yes |
|                | Davis Lamb   | - | Yes |

RE: PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

The Chair opened the meeting with the Pledge of Allegiance followed by a moment of silence.

RE: ADOPTION OF AGENDA

Upon motion by Dale Herring, second by Steve Bowman and unanimous roll call vote, the Board approved the agenda as presented.

|                |              |   |     |
|----------------|--------------|---|-----|
| Recorded vote: | Marie Durrer | - | Yes |
|                | Dale Herring | - | Yes |
|                | Steve Bowman | - | Yes |
|                | Abbey Heflin | - | Yes |
|                | Davis Lamb   | - | Yes |

Motion carried.

RE: MATTERS FROM THE PUBLIC

There were no speakers.

RE: CONSENT AGENDA

Upon motion by Dale Herring, second by Steve Bowman and unanimous roll call vote, the Board approved the consent agenda as presented.

a. Minutes of previous meeting

|                |              |   |     |
|----------------|--------------|---|-----|
| Recorded vote: | Marie Durrer | - | Yes |
|                | Dale Herring | - | Yes |
|                | Steve Bowman | - | Yes |
|                | Abbey Heflin | - | Yes |
|                | Davis Lamb   | - | Yes |

Motion carried.

RE: PUBLIC HEARING ON GREENE'S WITHDRAWAL FROM THE RAPIDAN SERVICE AUTHORITY ("RSA") AND THE TERMS AND CONDITIONS STATED IN THE "WITHDRAWAL AND TRANSITION AGREEMENT" FOR GREENE'S WITHDRAWAL FROM RSA

Mr. Taylor explained that there is a resolution that must be adopted by the Board pursuant to Virginia Code section 15.2 5112 D, approving the withdrawal and transition agreement and the withdrawal of Greene County from the RSA. He explained that the Boards of Greene, Madison, Orange and RSA adopted a concurrent resolution approving the withdrawal and transition agreement in June, but the Code of Virginia requires that it be done again with a public hearing. Mr. Taylor shared slides showing key provisions of the withdrawal and transition agreement. He said that the agreement provides for the transfer of real estate and other assets from RSA to Greene County and calls for the cooperation of the parties in effort to make the transition functional. Mr. Taylor said that the County will do its best to work together and he said that the RSA staff is already trying to work with Greene. All of the RSA assets will be transferred to Greene County under the agreement. However, the RSA office on Route 33 will be leased back to RSA by the County through December 31, 2023 for the rental price of \$1. Greene County will be responsible for any and all debt and other liabilities that Greene has issued or assumed in relation to the water and sewer facilities. Greene County shall not assume or pay any other debts of RSA. Mr. Taylor said that the County is trying to work with RSA on a reasonable transition that includes ensuring that there is no lost opportunity for staff that is currently working for RSA in the Greene facilities. He shared that there is a particular provision relating to Liberty Fabrics Lace Factory located in Madison County. It is the only RSA customer outside of Greene that is served by water facilities located in Greene. The agreements says that they will continue to receive water that is generated by the Ruckersville Water Plant. There will be no loss of service to anyone due to Greene's withdrawal from RSA, but Greene County shall have no obligation to replace or upgrade that water main or to serve any additional customers in Madison County. RSA will be making a one-time payment to Greene in the amount of \$1,350,000.00 along with the other assets. The agreement says that there will be a mutual release of liability. Greene County will dismiss the litigation that has been pending as part of the agreement. These actions will enable the County to move forward

with the water supply project that has been pending for years; the creation of a 900-million-gallon storage impoundment to meet future demand and minimize dependency on the Rapidan River with a new raw water pump station and reservoir water treatment plant with distribution works.

Mr. Bowman clarified that Orange and Madison Counties will also hold public hearings in their respective counties like the one we are holding tonight. Mr. Taylor said that is correct.

Mr. Lamb questioned the recitals of the agreement regarding whether or not the additional debts have been satisfied. Mr. Taylor said that, yes, they have all been satisfied.

The public hearing was opened and closed with no public comment.

Upon motion by Steve Bowman, second by Dale Herring and unanimous roll call vote, the Board approved the resolution approving the Withdrawal and Transition Agreement and the withdrawal of Greene County from the RSA as presented. (See Attachment "A")

|                |              |   |     |
|----------------|--------------|---|-----|
| Recorded vote: | Marie Durrer | - | Yes |
|                | Dale Herring | - | Yes |
|                | Steve Bowman | - | Yes |
|                | Abbey Heflin | - | Yes |
|                | Davis Lamb   | - | Yes |

Motion carried.

RE: BOARD LIAISON REPORTS

Mr. Herring said that the Emergency Services Advisory Board met last week and that there will be a presentation coming to the Board in August concerning recruitment and retention with the main idea being that the County provide some financial benefits to the volunteers.

Ms. Heflin said that the Economic Development Authority met last week. They are still working on some special programs for agrotourism and agricultural farms that could help them obtain new revenue. She said that they are looking at a commercial kitchen for Greene. They also want to set up a fall forum for Economic Development and they were hoping that some Board members could be part of it.

Mr. Bowman said that the RSA met on July 21<sup>st</sup>. He said that Mr. Taylor briefed RSA as to where we are on the transition. Both Madison and Orange will have a public hearing the same as ours this evening. Mr. Bowman said that Mr. Taylor complimented Mr. Clemons on his cooperation and assistance. The Planning Commission met on the 20<sup>th</sup> and reviewed the Comprehensive Plan for housing and water and sewer. He said that the plan will probably be coming to the Board by the end of the year. They also had a public hearing dealing with a Special Use Permit for Lydia Mountain that passed 4-1 with 27 conditions placed on the approval. Jaunt met on the 13<sup>th</sup> of July and reported that they were down several vehicles because 3 catalytic converters were stolen in Nelson County. They sent out postcards to over 1,000 riders in Greene

County asking about upgrades. They're hoping to get at least 20 percent of the surveys back. They also passed a finance reserve policy and set some funding levels.

RE: COUNTY ADMINISTRATOR REPORT

Mr. Taylor said that we had received a postcard in the mail inviting applicants to work for Hershey's in Waynesboro. He said that the starting pay is \$22.63 per hour up to \$29.00 with advancement opportunities. He said that is an interesting benchmark for the labor market that we're competing with. He said that he wanted the Board to be aware that this is what we're competing with to fill positions.

Mr. Taylor shared that the Courthouse repointing has been completed and the scaffolding is gone. He said that we are getting bids together to get the cupola repaired and painted.

Mr. Taylor said that Greene County is subject to invasion by the spotted lanternfly. He said that the Department of Agriculture and Consumer Services would like us to kill any of these that we see and save them so they have some idea of the infestation in our community.

RE: MONTHLY REPORTS

Ms. Durrer said that the Board is always happy to see the departmental reports and invites any department not currently turning one in to do so.

RE: OTHER ITEMS FROM THE BOARD

Mr. Lamb said that he has received complaints that the County Office building is not open for the public to access the entire building. He said it is time to open it back up. Mr. Herring said that one of the reasons that it is locked is that we are holding court here several times per week and it is for security purposes. Mr. Taylor said that it is also for the security of the building and employees.

RE: OLD BUSINESS

Ms. Durrer ran down the list of Old Business. The Noise Ordinance has been passed and should be removed. Ms. Heflin said that the Comcast Senior Citizen discount can come off the list.

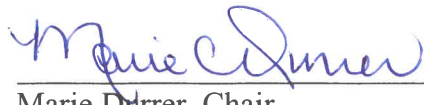
RE: ADJOURN

Upon motion by Steve Bowman, second by Dale Herring and unanimous roll call vote, the Board meeting was adjourned.

|                |              |   |     |
|----------------|--------------|---|-----|
| Recorded vote: | Marie Durrer | - | Yes |
|                | Dale Herring | - | Yes |
|                | Steve Bowman | - | Yes |
|                | Abbey Heflin | - | Yes |
|                | Davis Lamb   | - | Yes |

Motion carried.

Board of Supervisors  
July 26, 2022  
Sheet 6



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Marie Durrer, Chair  
Greene County Board of Supervisors



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Mark B. Taylor, Clerk  
Greene County Board of Supervisors

**RESOLUTION OF THE BOARD OF SUPERVISORS OF GREENE COUNTY,  
VIRGINIA PURSUANT TO VIRGINIA CODE § 15.2-5112(D) APPROVING THE  
WITHDRAWAL AND TRANSITION AGREEMENT AND THE WITHDRAWAL OF  
GREENE COUNTY FROM THE RSA**

**JULY 26, 2022**

**RECITALS**

**WHEREAS**, the Boards of Supervisors of Greene County, Orange County, and Madison County adopted the “Concurrent Resolution of the Boards of Supervisors of Orange County, Madison County and Greene County, Virginia Approving the Withdrawal and Transition Agreement for Greene County Withdrawal from the Rapidan Service Authority” on June 14, 2022.

**WHEREAS**, the Board of Members of the Rapidan Service Authority adopted the “Resolution of Rapidan Service Authority Approving Withdrawal and Transition Agreement for Greene County’s Withdrawal from the Rapidan Service Authority” on June 16, 2022.

**WHEREAS**, the Board of Members of the Rapidan Service Authority adopted the “Resolution of the Rapidan Service Authority Board of Members Consenting to the Withdrawal of Greene County from Rapidan Service Authority” on June 30, 2022.

**WHEREAS**, the Board of Supervisors of Greene County advertised for a public hearing on July 26, 2022 for the Board of Supervisors to receive and consider public comment on the Withdrawal and Transition Agreement and Greene County’s withdrawal from the Rapidan Service Authority.

**WHEREAS**, the Board of Supervisors held a public hearing on the Withdrawal and Transition Agreement and Greene County’s withdrawal from the Rapidan Service Authority on July 26, 2022 in accordance with Va. Code § 15.2-5112(D) and received public comment on the Withdrawal and Transition Agreement and Greene County’s withdrawal from the Rapidan Service Authority.

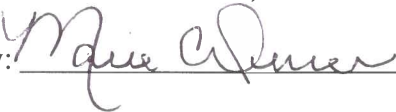
**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Supervisors of Greene County, Virginia that:

1. After conducting the public hearing provided for in Va. Code § 15.2-5112(D) and receiving public comment on Greene's withdrawal from the Rapidan Service Authority and the Withdrawal and Transition Agreement, the Board of Supervisors approves Greene County's withdrawal from the Rapidan Service Authority and approves the Withdrawal and Transition Agreement.

**IN WITNESS THEREOF**, the Board of Supervisors of Greene County has adopted this Resolution approving the Withdrawal and Transition Agreement and approving Greene County's Withdrawal from the Rapidan Service Authority.

**GREENE COUNTY, VIRGINIA**

By: \_\_\_\_\_



Chair, Board of Supervisors

Date of Adoption: July 26, 2022

Attest: \_\_\_\_\_

