February 27, 2024

County of Greene, Virginia

THE GREENE COUNTY BOARD OF SUPERVISORS MET ON TUESDAY, FEBRUARY 27, 2024, BEGINNING AT 5:30 P.M. IN PERSON IN THE COUNTY ADMINISTRATION BUILDING MEETING ROOM

Present were: Marie Durrer, Chair
Davis Lamb, Vice Chair
Steve Catalano, Member
Tim Goolsby, Member
Francis McGuigan, Member

Staff present: Cathy Schafrik, County Administrator
Jim Frydl, Director of Planning & Zoning
Kim Morris, Deputy Clerk
Kelley Kemp, County Attorney

RE: CLOSED MEETING

Ms. Kemp 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, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body concerning the water and sewer department.

- Discussion or consideration of the acquisition of real property for a public purpose, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body concerning utilities.

- Consultation with legal counsel employed or retained by the public body and briefings by staff members pertaining to actual or probable legal litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body, regarding specific legal matters, namely, an employment matter.

- Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

WHEREAS, pursuant to: §2.2-3711(A)(1), (A)(3), (A)(5) and (A)(7) 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 aforestated matters in Closed Meeting.

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

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | Yes |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | Yes |

Motion carried.

RE: OPEN MEETING

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

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | Yes |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | 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 |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | Yes |

Motion carried.

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 Steve Catalano, second by Davis Lamb and unanimous roll call vote, the agenda was adopted as modified with the deferral of the Dwayne Sims public hearing which was requested by the applicant.

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | Yes |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | Yes |

Motion carried.

RE: MATTERS FROM THE PUBLIC

Mr. Peter Benson was present to share his disappointment with the Water and Sewer billing issues. He said that his latest payment was made, but his invoice does not show it as received. He also said that there are issues with the billing dates versus the due dates. He also said his water smells like bleach. Mr. Benson also said that there is a missing road patch on Preddy Creek Drive and that he had talked to Rocktown about it, but it still has not been fixed.

Ms. Angela Shifflett was present to say that she felt the Rural Advisory Committee is a great idea and that she supports it. She also said that the site plan that is on the website for the glamping project is not the site plan that is being used by Sojourner's. Mr. McGuigan questioned Mr. Frydl as to whether this was true or not. Mr. Frydl explained the site plan process and answered Mr. McGuigan's questions about the placement of a pond and a pavilion. Mr. McGuigan said that he wanted to be notified of changes to all site plans.

Mr. Scott Mingledorf was present to speak regarding the Sojourner's project. He was given three additional minutes to speak from Mr. Victor Rosenberg. He spoke about the SUP and the following amendment which added an additional seventy acres. He said that the additional acreage and amendments would require public water and sewer. He said that the Board has only seen a half of the site plan and asked that they request the entire site plan.

Mr. Brandon McDaniel was present to support the rural advisory and budget committees. He said it will make for better government to have more community involvement.

Ms. Joanne Woods was present to speak about the Sojourner project. She said that the site plan has changes other than those previously submitted to the Board. She said that she would like the new County Administrator and new Board of Supervisors members to take the power back for the citizens of the County and make all final decisions on site plans.

Ms. Hope Barber was present to share her displeasure with the Water and Sewer billing issues. She asked the Board to find a solution. She said that citizens deserve transparency. She said that the idea to set up a YouTube is ridiculous. She also said that there are too many lights on at the schools. It is a waste of taxpayer money.

Mr. Bill Zutt was present to say that he is disappointed that citizens cannot have open dialogue with the Board of Supervisors during public meetings. He said that he would like the Board to unanimously rescind the bylaw that states that. He also said that the Board should transfer site approval authority from Mr. Frydl to the Planning Commission for major projects. Lastly, he asked that the Board open the door to challenge site plans by ordinary people.

Mr. Ken Copeland was present to say that it was apparent at the February 13th Board meeting that some members of the Board want to keep citizens from committee meetings. He discussed his concerns about access to public and committee meetings. He said that he feels that employees should be able to be questioned during public meetings.

Mr. James Higgins was present to ask the Board to make a minor alteration to the proposed Comprehensive Plan implementation priorities regarding accessory dwelling units.

Ms. Gwen Baker was present via Zoom to ask the Board to take a closer look at the monthly report from Economic Development and Tourism as she feels that there is no valuable information in it. She also said that she would prefer Board appointed committees to County Administrator appointed committees.

Mr. Rian Anthony was present via Zoom to again request that the Board give a second chance for people to speak if they did not sign up before the meeting. He also said that the Board should issue a public apology for the Water and Sewer billing issues.

Ms. CJ Jordan was present via Zoom to say that she was in Richmond and gave a brief update and asked the Board to pass a resolution of support for the

RE: JABA UPDATE

Ms. Marta Keane, JABA CEO, was present to share an update on the JABA program. She said that the Weldon Cooper Center has put out new data showing that about 25% of Greene's population is sixty-five and over. Ms. Keane shared solutions that JABA brings to the community to meet the needs of seniors and help them age in the community such as the Senior Helpline, a new Mobility Specialist, Aging Services Coordinators, nutrition services including home delivered meals and community and enrichment centers. She also shared the At Home with JABA virtual community center program which allows residents to participate from the comfort of their homes. They also provide insurance counseling and other programs that connect volunteers with seniors for different levels of service.

The Board thanked Ms. Keane for her presentation.

RE: DISCUSSION REGARDING BOARD APPOINTED OR COUNTY ADMINISTRATOR APPOINTED COMMITTEES

Ms. Kemp shared the differences between a Board appointed committee and a County Administrator appointed committee. Mr. Catalano shared his experience with the ESAB, a Board appointed committee, and the negative turn it took whereas the fire chiefs were concerned as they were not able to talk at a fire scene because it would constitute an unadvertised meeting. Mr. McGuigan questioned the Planning Commission, EDA and RAC and asked why a citizen interest group would raise concern when the previous boards and committees did not. Ms. Kemp explained that, for instance, the current Agricultural and Forestal District committee is already appointed by the Board and could be utilized more extensively to meet the Boards wish of a rural agricultural committee. The Board discussed that option and decided to add this to the next agenda for discussion.

RE: PUBLIC SAFETY FOUNDATION, CERT AND ARES UPDATE

Mr. Steve Bowman was present to give the Board an update on the Public Safety Foundation of Greene County, the Community Emergency Response Team (CERT) and the Amateur Radio Emergency Service (ARES). The CERT works to educate through outreach programs, training classes, presentations, and assisting at special events in the community and as a non-profit educational and service program, are sponsored by the Sheriff's Office. They also assist the Sheriff Smith and Director Meador in emergency services and special events and in activations in the emergency operations center (EOC). The ARES works with Director Meador and Sheriff Smith to provide emergency communications when and where needed. Members are certified and licensed amateur radio volunteers specially trained to provide communications support during special events, emergency situations and disasters. The Public Safety Foundation of Greene County was created over 10 years ago with strong support from Sheriff Smith to support public safety initiatives. They work with the Sheriff's Office, the courts and other community groups to help fund innovative programs that will enhance public safety and community well-being for all residents in the county. Mr. Bowman explained that the volunteers in these organizations have a commitment to our community and want to act as a force multiplier for public safety providing specific auxiliary services as needed and as requested.

The Board thanked Mr. Bowman for his update.

RE: CONSENT AGENDA

Upon motion by Francis McGuigan, second by Steve Catalano, and unanimous roll call vote, the Board approved the consent agenda.

a. Minutes of previous meeting
b. Approval for Robinson, Farmer, Cox Associates, PLLC to perform a turnover audit of the Treasurer's Office (See Attachment "A")
c. Accept and appropriate FEMA Hazard Mitigation Grant (See Attachment "B")

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | Yes |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | Yes |

Motion carried.

RE: COMPREHENSIVE PLAN RECOMMENDATIONS FROM PLANNING COMMISSION

Mr. Frydl explained that, at the June 13, 2023, meeting of the Board of Supervisors, the Planning Commission was directed to assess the Comprehensive Plan and make recommendations to the Board regarding the ten goals and implementation strategies that are the most important to move forward. That list was shared with the Board and Mr. Frydl said that staff would like the current Board to provide direction.

The Board discussed the options at length but were unsure if they were happy with the Planning Commission recommendations. Ms. Schafrik suggested that this would be a great opportunity for a board retreat led by a trained facilitator that could walk them through this process. The Board liked the idea and said that it should be planned after the budget was finished so they could put all of their focus to it.

RE: ACCEPTANCE OF LEAD SERVICE LINE INVENTORY PROJECT WHICH IS A $250,000 PRINICIPLE FOREGIVENESS GRANT FOR WATER & SEWER

Mr. Alan Harrison was present to explain that the LEAD service line inventory is a mandatory regulatory requirement and said that we were given a principal forgiveness grant to do it. He explained the process of the inventory that must be taken and said that he needs the Board to accept the award.

Upon motion by Francis McGuigan, second by Steve Catalano and unanimous roll call vote, the Board accepted the grant as presented. (See Attachment "C")

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | Yes |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | Yes |

Motion carried.

RE: BOARD LIAISON REPORTS

Mr. Lamb said that he attended the Social Services meeting and said that Mr. Howard is looking forward to moving to the new building and said that he would like to be involved in the planning process.

Mr. Catalano said that he attended the Chief's meeting with the County Administrator. Ms. Schafrik explained that this is the rebranded ESAB committee with the fire chiefs as a working group. They met on February 20th. She said they discussed the volunteer incentive program, potential grants, SOP's and guidelines which are being reviewed and upcoming trainings. She said that the future meeting will have additional people in attendance such as the Sheriff, Ms. Meador and Mr. Bowman.

RE: COUNTY ADMINISTRATOR'S UPDATE

Ms. Schafrik said that the online advance sign-in sheet for Board meetings was present for this meeting. She also said that comments can be emailed as well. Ms. Schafrik suggested that the Board set up 2 Budget Town Halls on March 25th at Four Seasons Clubhouse and on March 28th at Dyke Firehouse. The Board agreed that those dates would be added as advertised Town Hall meetings.

RE: OTHER ITEMS FROM THE BOARD

Upon motion by Francis McGuigan, second by Steve Catalano and unanimous roll call vote, the Board agreed to send a resolution of support for Senate Bill 30, sponsored by Senator Reeves to obtain $3 million in funding from the General Assembly and the people of the State of Virginia for the reservoir water impoundment project. (See Attachment "D")

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | Yes |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | Yes |

Motion carried.

Mr. Mcguigan again brought forward the topic of the formation of a budget and finance committee formed of residents, board members and the Treasurer and Commissioner of Revenue.

Upon motion by Francis McGuigan, second by Davis Lamb and affirmative roll call vote, the Board approved the formation of a budget and finance committee as described by Mr. McGuigan.

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | No |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | No |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | No |

Motion failed.

Mr. McGuigan again brought forward the topic of the formation of a rural advisory committee.

Mr. McGuigan made a motion that the Board establish a rural advisory committee composed of five individuals living in the agricultural and conservation districts and operating an agricultural related business to advise the county on policy such as land use taxation, grant funding opportunities and other ways to stabilize the rural economy. The members would be chosen by a majority vote of the Board after submission of an application and interviews. There was not a second to the motion, so the motion failed.

It was the consensus of the rest of the Board to utilize the existing Agricultural and Forestal District Advisory Committee and restructure it so that they meet more often and prioritize tasks for them. The Board asked that this be brought forward as an item on the agenda for March 26th as a Joint Meeting with the Planning Commission.

Mr. McGuigan also brought up again the possibility of increasing the transient occupancy tax. Ms. Kemp said that she had looked at it in the past but was not comfortable speaking about it until she further researched. She said that she would gather the information for discussion.

RE: ADJOURN

Upon motion by Davis Lamb, second by Francis McGuigan and unanimous roll call vote, the Board meeting was adjourned.

| | | | |
|---|---|---|---|
| Recorded vote: | Marie Durrer | - | Yes |
| | Davis Lamb | - | Yes |
| | Tim Goolsby | - | Yes |
| | Francis McGuigan | - | Yes |
| | Steve Catalano | - | Yes |

Motion carried.

Marie Durrer

Marie Durrer, Chair
Greene County Board of Supervisors

Cathy Schafrik, Clerk
Greene County Board of Supervisors

February 27, 2024
Attachment A

RFC
CPAs | CONSULTANTS

ROBINSON, FARMER, COX ASSOCIATES, PLLC
*Certified Public Accountants*

February 19, 2024

Ms. Cathy Schafrik, County Administrator
& the Honorable Members of the Board of Supervisors
County of Greene, Virginia
P.O. Box 358
Stanardsville, Virginia 22973

Ladies and Gentlemen:

We are pleased to confirm our understanding of the services we are to provide for the County of Greene, Virginia.

We will examine the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets of County of Greene, Virginia as of March 22, 2024. The objectives of our examination are to (1) obtain reasonable assurance about whether the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets are free from material misstatement based on the criteria set forth in §58.1-3136 of the Code of Virginia; and (2) to express an opinion as to whether the turnover schedules are presented, in all material respects, in accordance with based on the criteria set forth in §58.1-3136 of the Code of Virginia.

Our examination will be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants and the *Specifications for Audits of Counties, Cities, and Towns* issued by the Auditor of Public Accounts. Accordingly, it will include examining, on a test basis, your records and other procedures to obtain evidence necessary to enable us to express our opinion. We expect to use the work of the Auditor of Public Accounts. We will make reference to the Auditor of Public Accounts' examination of the Turnover Receipt of Uncollected State Taxes from Outgoing Treasurer to Incoming Treasurer in our examination report as part of the basis for our opinion. We will issue a written report upon completion of our examination. Our report will be addressed to the governing body of County of Greene, Virginia. We cannot provide assurance that an unmodified opinion will be expressed. Circumstances may arise in which it is necessary for us to modify our opinion. If our opinion is other than unmodified, we will discuss the reasons with you in advance. If, for any reason, we are unable to complete the examination or are unable to form or have not formed an opinion, we may decline to express an opinion or may withdraw from this engagement.

We will also prepare the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets in accordance with the criteria set forth in §58.1-3136 of the Code of Virginia. We, in our sole professional judgment, reserve the right to refuse to perform any procedure or take any action that could be construed as assuming management responsibilities.

CHARLOTTESVILLE OFFICE:
STREET ADDRESS
530 Westfield Road
Charlottesville, Virginia 22901
Phone: (434) 973-8314
Fax: (434) 974-7363

MAILING ADDRESS
P.O. Box 6580
Charlottesville, Virginia 22906
E-mail: rfc@rfca.com
Website: www.rfca.com

Because of the inherent limitations of an examination engagement, together with the inherent limitations of internal control, an unavoidable risk exists that some material misstatements may not be detected, even though the examination is properly planned and performed in accordance with the attestation standards.

You understand that the report is intended solely for the information and use of the Board, management, and the Auditor of Public Accounts, and is not intended to be and should not be used by anyone other than these specified parties. However, the report is a matter of public record and its distribution is not limited.

We will plan and perform the examination to obtain reasonable assurance about whether the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets are free from material misstatement, based on the criteria set forth in §58.1-3136 of the Code of Virginia. Our engagement will not include a detailed inspection of every transaction and cannot be relied on to disclose all material errors, or known and suspected fraud or noncompliance with laws or regulations, or internal control deficiencies, that may exist. However, we will inform you of any known and suspected fraud and noncompliance with laws or regulations, internal control deficiencies identified during the engagement, and uncorrected misstatements that come to our attention unless clearly trivial.

We understand that you will provide us with the information required for our examination and that you are responsible for the accuracy and completeness of that information. We may advise you about appropriate criteria or assist in the preparation of the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets, but the responsibility for the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets remains with you.

You are responsible for the presentation of the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets in accordance with the criteria set forth in §58.1-3136 of the Code of Virginia; and for selecting the criteria and determining that such criteria are suitable, available to intended users, and appropriate for the purpose of the engagement. You are responsible for, and agree to provide us with, a written assertion about whether the Schedule of the Treasurer's Assets and Liabilities and the Treasurer's Turnover Receipts of Assets is presented in accordance with the criteria set forth in §58.1-3136 of the Code of Virginia. Failure to provide such an assertion will result in our withdrawal from the engagement. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the measurement, evaluation, or disclosure of the subject matter; (2) additional information that we may request for the purpose of the examination; and (3) unrestricted access to persons within the entity from whom we determine it necessary to obtain evidence. You agree to assume all management responsibilities for the preparation of the subject matter or assertion and any other nonattest services we provide; oversee the services by designating an individual, preferably within senior management, with suitable skill, knowledge, and/or experience; evaluate the adequacy and results of the services; and accept responsibility for them.

At the conclusion of the engagement, you agree to provide us with certain written representations in the form of a representation letter.

The engagement documentation for this engagement is the property of Robinson, Farmer, Cox Associates and constitutes confidential information. However, we may be requested to make certain engagement documentation available to the Auditor of Public Accounts pursuant to authority given to it by law or regulation. If requested, access to such engagement documentation will be provided under the supervision of Robinson, Farmer, Cox Associates personnel. Furthermore, upon request, we may provide copies of selected engagement documentation to the Auditor of Public Accounts. The Auditor of Public Accounts may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

Matthew A. McLearen is the engagement partner and is responsible for supervising the engagement and signing the report or authorizing another individual to sign it.

We will begin our examination on March 22, 2024. We estimate that our fees for these be $12,000. The fee estimate is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the examination. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs. Our invoices for these fees will be rendered upon completion and is payable on presentation.

We appreciate the opportunity to be of service to you and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,

**ROBINSON, FARMER, COX ASSOCIATES**

Matthew A. McLearen
Certified Public Accountant
Member

RESPONSE:

This letter correctly sets forth the understanding of County of Greene, Virginia.

By: ____________________

Title: County Administrator Date: Feb 28, 2024

# RESOLUTION TO ACCEPT AND APPROPRIATE ONE HUNDRED TEN THOUSAND DOLLARS FOR THE FEMA HAZARD MITIGATION GRANT PROGRAM

WHEREAS, the Federal Emergency Management Agency ("FEMA") has awarded Greene County funding through its Hazard Mitigation Grant Program; and

WHEREAS, the funds in the amount of one hundred ten thousand dollars ($110,000.00) need to be accepted and appropriated to the correct line item in the 2023-2024 budget of the County of Greene, Virginia.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that one hundred ten thousand dollars ($110,000.00) be appropriated to the 2023-2024 budget of the County of Greene.

BE IT FURTHER RESOLVED that the County Administrator of the County of Greene, Virginia is authorized to make the appropriate accounting adjustments in the budget to do all things necessary to give this resolution effect.

Adopted this 27th day of February, 2024.

Motion: Francis McGuigan
Second: Steve Catalano

Recorded Vote:

| | |
|---|---|
| Tim Goolsby | Yes |
| Marie C. Durrer | Yes |
| Steve Catalano | Yes |
| Francis McGuigan | Yes |
| Davis Lamb | Yes |

Marie Durrer, Chair
Greene County Board of Supervisors

ATTEST:
Cathy Schafrik, Clerk
Greene County Board of Supervisors

February 27, 2024
Attachment C

COMMONWEALTH of VIRGINIA

*Department of Health*

Karen Shelton, MD
State Health Commissioner

P O BOX 2448
RICHMOND, VA 23218

TTY 7-1-1 OR
1-800-828-1120

R. Christopher Lindsay
Chief Operating Officer

February 7, 2024

Subject – Greene County
Water - Greene County Water & Sewer Dept.
Project - Greene County LSL Inventory Project
BIL-43L-23

*Sent via Electronic Mail*

Alan Harrison, Director
Greene County Water & Sewer Department
24 Rectory Lane
Stanardsville, Virginia 22973

Re: Virginia Drinking Water State Revolving Fund
FY 2023 Bipartisan Infrastructure Law (BIL)/Financial Assistance
BIL Initial Offer

Dear Mr. Harrison:

The Virginia Department of Health (VDH) has completed a preliminary review of your application for drinking water construction funds. The determination of the funding package is shown below; however, this determination and your inclusion in VDH's Intended Use Plan is contingent on the availability of federal and state funding as well as the conditions below.

Based on the information provided, VDH determined the total funding package for your project is estimated to be **$250,000 as principal forgiveness**. The funding package was determined using information provided in your loan application.

This offer requires a commitment to evaluate revenues and adjust rates as necessary to ensure revenue growth that factors in increases (e.g., operational costs, inflation, etc.), other costs (e.g., asset/equipment replacements, technology upgrades, capital improvements, etc.), and takes into account other potential revenue reductions (e.g. future regulations, reductions from water conservation, etc.). VDH urges waterworks owners to establish and fund a capital reserve fund that adequately supports capital improvements and asset replacements.

Furthermore, VDH recommends waterworks owners implement a revenue growth model that includes automatic annual rate adjustments that exceed inflation. VDH recommends waterworks self-evaluate their financial position using the attached ***Building Financial Sustainability/Financial Health Indicators*** to ensure they are able to provide for financial sustainability.

Currently, the federal Drinking Water State Revolving Fund (DWSRF) appropriation and final requirements have not yet been finalized. However, all recipients should expect to comply with American Iron and Steel (AIS) requirements or the Build America/Buy America Act (which includes AIS requirements), Davis Bacon Prevailing Wage, and other provisions as required.

The funding package and loan closing are conditioned on and are subject to change based on (but not limited to) the following:

(1) The availability of federal and state match funds to support the DWSRF Program,
(2) New restrictions/conditions that the EPA or VDH may require in the use of the SRF funds or for participation in the Program,
(3) Changes to the purpose, benefit, or scope of the project from the Preliminary Engineering Report (PER) or the DWSRF Application; or if the VDH-ODW Field Office does not concur with the project purpose, benefit, or scope,
(4) Owner complying with the DWSRF Program requirements, and owner's progress to a timely closing according to a pre-negotiated schedule, or delays/changes in project readiness to proceed,
(5) Owner's history of activities with the ODW/DWSRF Program (i.e., late or non-payments or non-compliance),
(6) Owner obtaining user agreements from future water users in the project area, (if applicable),
(7) The financial estimates provided in your loan application changing,
(8) Owner's ability to secure the loan (if applicable). All loan offers will require an acceptable credit review by the Virginia Resources Authority,
(9) Owner soliciting other lenders for parity on this new debt (if applicable),
(10) Owner being debarred or suspended from applying for state or federal funds,
(11) Waterworks maintaining compliance with the Virginia *Waterworks Regulations* and other applicable state/federal laws, regulations, policies, and procedures, and
(12) EPA mandates that all program assistance recipients demonstrate full technical, financial, and managerial capacity in order to receive funds. VDH may place special requirements on recipients in order to ensure capacity requirements are met prior to loan closing.

An acceptance of this funding offer reflects a commitment on your part to these requirements. VDH reserves the right to by-pass any project that has not executed financial agreements within 12 months from the date of VDH's original award letter.

**Please notify me in writing/email as soon as possible but no later than March 7, 2024, of your acceptance of this initial funding package offer or any concerns and additional factors that should be considered and copy Ms. Tamara Anderson, LEAP Program Manager.** Failure to notify me can be deemed as your withdrawal from this program. Please use the above referenced project number and name on all correspondence. If necessary, I can be contacted at (804) 629-7206 or at Kelly.Ward@vdh.virginia.gov.

Sincerely,

DocuSigned by:
Kelly Ward
8C1C79E9EDA547F...

2/7/2024 | 9:22:48 AM EST

Kelly Ward, Director
Division of Financial, Construction & Assistance Programs

Ec: Keith Kornegay, P.E., FCAP Project Team Leader, Lexington Field Office
Steve Kvech, P.E., ODW Deputy Field Director, Lexington Field Office
Howard Eckstein, FCAP Project Officer, Richmond Central Office
Joe Bergeron, VRA, Director of Financial Services and Investments

# RESOLUTION OF BOARD OF SUPERVISORS SUPPORT FOR SENATE ITEM 280 #1S IN THE 2024 GENERAL ASSEMBLY

WHEREAS, Greene County is in dire need of water storage to aid the run-of-the-river potable drinking water system during dry months;

WHEREAS, Greene County experienced both voluntary and mandatory water restrictions in 2023 during a state-wide drought; and

WHEREAS, a regional water supply plan was approved by the Board of Supervisors for the Town of Stanardsville and County of Greene in 2011 that included a water impoundment; and

WHEREAS, the County of Greene has applied for a Federal grant that will cover 75% of the cost of the water impoundment while the County must cover 25% of the total cost; and

WHEREAS, the estimated total cost of the water impoundment is $31,248,000.00; and

WHEREAS, State Senator Bryce Reeves submitted a budget amendment in the 2024 Virginia General Assembly to cover the cost of the 25% match for Greene County of $7.4 million; and

WHEREAS, the subcommittee reduced the amount to $3 million in Senate Item 280 #1s; and

WHEREAS, this funding from the Commonwealth will offer a substantial benefit to the residents of Greene County in funding the reservoir and provide needed drought mitigation.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that this project has strong support from the Board and the community at large.

Adopted this 27th day of February 2024

Motion: Francis McGuigan
Second: Steve Catalano

Recorded Vote:

| | |
|---|---|
| Steve Catalano | Yes_ |
| Marie C. Durrer | Yes_ |
| Tim Goolsby | Yes_ |
| Davis Lamb | Yes_ |
| Francis McGuigan | Yes_ |

Marie Durrer, Chair
Greene County Board of Supervisors

ATTEST: ______________________
Cathy Schafrik, Clerk
Greene County Board of Supervisors