

At a regular meeting of the Board of Supervisors of Warren County held in the Warren County Government Center on February 2, 2021 at 11:00 AM.

Present: Cheryl L. Cullers, Chair (South River District); Archie A. Fox, Vice Chairman (Fork District); Tony F. Carter (Happy Creek District); Walter J. Mabe (Shenandoah District); and Delores R. Oates (North River District); also present were Edwin C. Daley, Interim County Administrator; Jason J. Ham, Interim County Attorney; Mike Berry, Public Works Director; Corey Childs, Virginia Cooperative Extension Agent; Caitlin Jordan, Senior Assistant County Attorney (present via Zoom); Jon Martz, Director of Social Services; Keith McLiverty, Finance Director; and Emily Ciarrocchi, Deputy Clerk of the Board

Adoption of Agenda

On a motion by Mr. Fox, seconded by Mr. Mabe, and by the following vote, the Board of Supervisors adopted the agenda as presented:

Carter, Aye; Oates, Aye; Cullers, Aye; Fox, Aye; Mabe, Aye

Public Comment Period (60 Minute Time Limit)

Ms. Ciarrocchi read emails from the following individuals in opposition to the resolution proposed to the Board at the meeting on January 19, 2021 to declare Warren County a Constitutional Sanctuary:

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| • Jim Guy | • Eleanor Miller |
| • Joanne Kearney | • Suzanne Savage |
| • Christine and Fred Andreae | • Pam Scanlan |
| • Paula Atwood | • Jean Mary Taylor |
| • Janet Brome | • Anne Tompkins |
| • Megan Durham and Richard Graus | • Dale Thompson |
| • Sieren Ernst | • Tom Lacombe |
| • Nancy Ernst | • Brian Wilkinson |

Ms. Ciarrocchi also read an email from Thomas McFadden, Sr., in support of the proposed Constitutional Sanctuary resolution.

Gary Kushner, 1106 Fetchett Road, urged the Board to support the resolution presented at the January 19th Board meeting to declare Warren County a Constitutional Sanctuary. People are endowed by nature and God himself with unalienable rights to exist and survive, and they should have the right to protect themselves from threats that diminish their freedoms. The public should have been able to individually decide whether to follow the mandates and directives put forth, which were inappropriately put in place. They are assaulting individual freedoms and violating natural law rights. He believes the

mandates represent an overreach by the State government and must be resisted with all efforts. The only two responses to these tyrannical state directives are to either submit or resist, and resistance is the path being requested through the resolution presented. He told the Board members not to be stooges of the state government, and in the words of past President George W. Bush, "You're either with us or against us." He noted the previous Board supported the will of its citizens by adopting a Second Amendment Sanctuary resolution in December 2019, and he encouraged the Board to do the same this time as well. He believes Coronavirus was purposefully allowed to be spread by the Communist Chinese Party in an effort for China to replace the United States as the dominant economic and military presence on Earth.

There were no further presentations from the public.

Report – Virginia Department of Transportation – Ed Carter

Maintenance:

- Conducted shoulder repairs on various routes throughout the County and plan to continue this month
- Moisture content usually prohibits grading operations this time of year, however, the weather has allowed VDOT to grade various non-hard surfaced roads in January and will continue this month as weather allows; VDOT is expecting this recent weather event to limit this function
- Performed brush cutting on Route 626 (Andrews Road) and Route 667 (Mitchell Drive); will be moving to other routes this month
- Cleaned ditches on various routes and picked up 230 bags of trash collected by the corrections crew along Routes 340 and 613

Board Issues:

- Rockland Road Railroad Crossing – Worked with County Emergency operations during recent train derailment in Hagerstown, Maryland that block crossings in Warren County
- Speed Differential on Downing Farm Road – 30 vs. 35 MPH is currently being reviewed with Traffic Engineering

Report – Warren County Department of Social Services – Jon Martz

Jon Martz, Director of Social Services, delivered a presentation to the Board on ALICE, which stands for Asset Limited, Income Constrained, Employed. ALICE is a new way of defining and understanding the struggles of households that earn above the Federal Poverty Level, but not enough to afford a bare-bones household budget. For many families,

the cost of living outpaces what they earn. These households struggle to manage even their most basic needs – housing, food, transportation, childcare, healthcare, and necessary technology.

When funds run short, cash-strapped households are forced to make impossible choices, such as deciding between quality childcare or paying the rent, filling a prescription or fixing the car. These short-term decisions have long-term consequences not only for ALICE families, but for everyone in Warren County.

Report – Virginia Cooperative Extension Office – Corey Childs

Corey Childs, Extension Agent with the Virginia Cooperative Extension Office, provided a report to the Board on the activities in which the Office participated during fourth quarter 2020 (October through December). These activities included, but are not limited to, Private and Commercial Pesticide License Recertification, the Virginia Household Water Quality Program for water testing, monitoring the invasive species Spotted Lanternfly, and various financial management and professional development courses and webinars.

Reports – Board Members, Interim County Administrator, Interim County Attorney

Mr. Carter reported the following:

- Congratulated Taryn Logan on her recent appointment/promotion to Deputy County Administrator for Warren County
- Reminded the public of the upcoming joint public hearing with the Board and the Warren County Planning Commission on February 10th beginning at 6:00 PM for the rezoning application of Dudding Commercial, LLC

Mrs. Oates reported the following:

- Wanted to ensure the public that she and the Front Royal/Warren County Drug Prevention Committee are working diligently to provide the best resources possible to the youth of Warren County to prevent them from abusing or misusing drugs and other substances; there has been a recent series of young people lost to overdoses in Warren County, and the Committee is coordinating resources with various agencies including, but not limited to, the Warren Coalition, Valley Health, the Warren County Sheriff's Office, the Department of Social Services, Northwestern Community Services, and Warren County Public Schools

Mr. Fox reported the following:

- Appreciates what Mr. Childs presented this morning and is glad to see the County is still focused on agricultural pursuits, which will be beneficial to future generations

Mr. Mabe reported the following:

- Thanked the Parks and Recreation Department for planting 100 bulbs on the greenway trail near the Warren County Sheriff's Office; the bulbs were provided by the Beautification of Front Royal Committee at no cost to the County

Mrs. Cullers reported the following:

- Congratulated Ms. Logan on her appointment to Deputy County Administrator
- Thanked County staff and crews from the Virginia Department of Transportation on doing a wonderful job with the recent snow event
- The Broadband Committee will meet on Thursday, February 4th at 1:00 PM via Zoom

Dr. Daley reported the following:

- Working primarily on the FY 2021-2022 budget as well as supporting Valley Health and the Lord Fairfax Health District for their COVID-19 vaccination efforts
- The Drug Prevention Committee will meet on Thursday, February 4th at 8:30 AM in the Caucus Room at the Warren County Government Center and via Zoom

Consent Agenda

1. Authorization to Advertise for Public Hearing – Entering into an Option Agreement for the Disposition of Publicly Held Real Property – Jason Ham
2. Authorization to Advertise for Public Hearing – Sale of County-Owned Property Located at the Corner of Route 340/522 and Reliance Road – Doug Parsons
3. Authorization to Advertise for Public Hearing – Ordinance to Amend and Re-Ordain Section 82-4 of the Warren County Code to have Shannon Woods Sanitary District be Authorized to Apply a Construction Road Use Fee – Caitlin Jordan
4. Authorization to Advertise for Public Hearing – Approval of Easement to the Town of Front Royal, Virginia for the Installation of Water Mains – Caitlin Jordan
5. Authorization to Advertise for Public Hearing – Ordinance to Vacate Unimproved Right-of-Ways in the Elias Herr Lots in Limeton – Taryn Logan
6. Coyote Bounty – \$50.00 Each – Animal Control
 - a. Michael Mitchell (1)
 - b. Tyler Poe (2)

On a motion by Mrs. Oates, seconded by Mr. Fox, and by the following vote, the Board of Supervisors approved the Consent Agenda as presented:

Mabe, Aye; Fox, Aye; Cullers, Aye; Oates, Aye; Carter, Aye

Closed Session – Sections 2.2-3711(A)(7) and (A)(8) of the Virginia Freedom of Information Act

On a motion by Mrs. Oates, seconded by Mr. Fox, and by the following vote, the Board of Supervisors entered into a closed meeting under the provisions of Sections 2.2-3711(A)(7) and (A)(8) of the Virginia Freedom of Information Act for consultation with legal counsel pertaining to actual or probable litigation and the provision of legal advice regarding the Industrial Development Authority of the Town of Front Royal and the County of Warren, Virginia (the “EDA”), the Town of Front Royal, the *EDA vs. Jennifer McDonald, et al.*, the *Town of Front Royal vs. the EDA, et al.*, and other potential claims and litigation relating to other possible liabilities of the EDA and the recovery of EDA funds and assets:

Carter, Aye; Oates, Aye; Cullers, Aye; Fox, Aye; Mabe, Aye

On a motion by Mrs. Oates, seconded by Mr. Mabe, and by the following vote, the Board of Supervisors certified to the best of each member’s knowledge only public business matters lawfully exempted from open meeting requirements under Sections 2.2-3711(A)(7) and (A)(8) of the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body:

Mabe, Aye; Fox, Aye; Cullers, Aye; Oates, Aye; Carter, Aye

There were no motions to come out of this closed session.

Adjournment

Mrs. Cullers adjourned the meeting at 12:49 PM.