

Minutes
Board of Supervisors
Regular Meeting
July 17, 2018

Members Present: Morgan Phenix, Chairman- At-Large
D. Keith, Guzy, Jr., District 1
David Wiatrowski, District 2
Mark Stroupe, District 3
Larry Foltz, District 4
Jeff Vaughan, District 5

Staff Present: Amity Moler, County Administrator
Regina Miller, Assistant County Administrator
Janeena Zalipski, Office Aide
Nathan Miller, County Attorney

Call to Order:

Chairman Phenix called to order the regular meeting of the Page County Board of Supervisors on July 17, 2018, at 7:00 p.m., in the Board of Supervisors Room located in the Page County Government Center, 103 South Court Street, Luray. The Call to Order was followed by the *Pledge of Allegiance* and Invocation given by Jim Painter.

Adoption of the Agenda:

Motion: Supervisor Guzy moved to adopt the agenda. Supervisor Wiatrowski seconded and the motion carried by a vote of 6-0. Aye: Phenix, Guzy, Wiatrowski, Stroupe, Foltz, Vaughan. Nay: None.

Public Hearing:

Zoning Ordinance Amendment (Pools):

Exhibit A

Chairman Phenix opened the public hearing on the Zoning Ordinance Amendment (Pools) at 7:04 p.m. The public hearing was advertised as follows:

NOTICE OF PUBLIC HEARING
PAGE COUNTY BOARD OF SUPERVISORS
ZONING ORDINANCE AMENDMENT

NOTICE is hereby given pursuant to Section 15.2-2204 of the Code of Virginia, as amended, that the PAGE COUNTY BOARD OF SUPERVISORS shall hold a public hearing at 7:00 p.m. on July 17, 2018, in the Board of Supervisors Meeting Room, located in the County Government Center, 103 South Court Street, 2nd Floor, Luray VA, to receive public comments and to consider the following amendment:

Amendment to 125-14.I (Additional regulations for all districts) to add the following:

(3) Above ground swimming pools may project no more than five feet into any yard setback.

Copies of the full text amendment may be viewed on the county website at www.pagecounty.virginia.gov. and in the Planning and Community Development Office, 103 South Court Street, Suite B, Luray, VA, 8 a.m. to 4 p.m. Monday through Friday.

Tracy Clatterbuck, Zoning Administrator, said Section 125-4 of the Page County Zoning Ordinance defines “structures” as follows: “An assembly of materials having an ascertainable stationary location, which can include; stadiums, platforms, observation towers, communication towers, storage tanks, swimming pools, amusement devices, storage bins, gazebos, sheds and other similar uses. The word “structure” shall be construed as though followed by the words “or parts thereof” unless the context clearly requires a different meaning. All buildings are structures. Based on this definition, a swimming pool (to include above ground and in-ground pools) is considered a structure.

The County Code Section 125-50 states: “No building, structure or sign shall be erected, constructed, moved, added to or structurally altered, nor shall land or structures be put to any use without a permit therefore issued by the Zoning Administrator. Based on this section, a zoning permit is required for the placement of swimming pools.

The County Code Section 125-16 indicates that accessory structures or buildings are required to meet the following setbacks, Agriculture District – 15 feet (sides and back), Woodland-Conservation District – 15 feet (sides and back), Residential District with public water and sewer – 15 feet (sides and back), Residential with public water or sewer – 15 feet (sides and back), Residential with onsite well and septic – 15 feet (sides and back). Based on this section, swimming pools are required to meet the above listed setbacks according to how their property is zoned.

In conclusion, she said that a swimming pool is considered a structure and requires a zoning permit, which also requires that minimum setback requirements are met. Staff is proposing that Section 125-14.I, Additional regulations for all districts, be amended by adding that “above ground swimming pools may project no more than five feet into any yard setback.” Currently, under Section 125-14.I, of the Page County Zoning Ordinance, it states “terraces, patios or unenclosed porches may project no more than five feet into any yard setback”. This amendment was approved by the Board of Supervisors on August 17, 2010. An above ground pool would not be considered permanent, since they are not placed on permanent foundations. Staff would argue that a porch or deck is considered permanent due to how they are typically placed (piers, footers, slab, etc.) and they are currently allowed to project five feet into any yard setback. The Planning Commission

held a public hearing on June 12, 2018. There were no comments from the public regarding this proposed ordinance amendment. The Commission voted 9-1 in favor of recommending approval to the Board of Supervisors. Staff recommends that Section 125.14.I (Additional Regulations for all Districts) be amended to add the following: "(3) Above ground swimming pools may project no more than five feet into any yard setback." The proposed amendment has been reviewed and approved by counsel for adoption.

Public Comments:

Jason Buracker said the code should read five feet from the property line, and not into a setback because there are different setbacks for different properties. He said that the County considers an above ground pool as a permanent structure. He said the definition of a pool is if it does not hold more than 42 inches of water, does not have metal sides, and is not partially or all the way in the ground it is considered storable. He said this is a burden for someone who has paid \$200 for a pool and is getting charged a tax because it's considered a permanent structure, not per code but per definition.

With no further comments from the public, Chairman Phenix closed the hearing at 7:09 p.m.

Supervisor Guzy expressed his opinion that we have enough laws, and he feels that we have set backs as a buffer between neighbors. He would not want a pool five feet from his bedroom window, with people parting all night. He said he will not vote for this

Chairman Phenix asked what this amendment would accomplish. Mrs. Clatterbuck said porches, and decks are not considered permanent structures, above ground pools can be taken down and put back up every year, she feels this makes pools a non-permanent structure as well. The porch and deck code was adopted in 2010, and it would be harder for emergency crews to tear down a deck or porch with footers than an above ground pool setting on sand.

Don Williams, Building Official, said the International Swimming Pool and Spa Code is a model code that regulates the minimum requirements for the design, construction, alteration, repair and maintenance of swimming pools, spas, hot tubes and aquatic facilities. This includes public swimming pools, public spas, and public exercise spas, aquatic recreation facilities, in-ground storable residential pools, permanent in-ground residential pools, permanent residential spas, permanent residential exercise spas, and portable residential exercise spas. The Code of Virginia's definition of when applications for a permit are required for swimming pools reads as follows: *Swimming pools that have a surface area not greater than 150 square feet, do not exceed 5,000 gallons and are less than 24 inches deep.* Mr. Williams added that this is State Code not County Code, and any size pool with a pump requires an electric permit.

Mrs. Moler said some citizens had professionals install pools and they were placed five feet from the property line. County Attorney Miller asked how many pools in the County do we have that need this amendment passed. Mrs. Clatterbuck said only three.

Motion: Supervisor Foltz moved that the Page County Board of Supervisors approve the Zoning Ordinance amendment to § 125-14.1 (3) of the Page County Zoning Ordinance. Supervisor Stroupe seconded and the motion carried by a vote of 4-2. Aye: Stroupe, Foltz, Vaughan, Phenix. Nay: Guzy, Wiatrowski.

Taxation Ordinance Amendment (Electronic Summons System): **Exhibit B**
Chairman Phenix opened the public hearing on the Taxation Ordinance Amendment (Electronic Summons System) at 7:32 p.m. The public hearing was advertised as follows:

NOTICE OF PUBLIC HEARING
BOARD OF SUPERVISORS
COUNTY OF PAGE, VIRGINIA
AN ORDINANCE TO AMEND
CHAPTER 105 (TAXATION)
OF THE PAGE COUNTY CODE

PLEASE TAKE NOTICE: That the Board of Supervisors of the County of Page, Virginia shall hold a public hearing on July 17, 2018, at 7:00 p.m. at 103 South Court, Luray, Virginia 22835, for the purpose of a public hearing on the proposed ordinance to amend Chapter 105 (Taxation) of the Page County Code to add a provision for collection a fee of \$5.00 on each court case in which costs are assessable pursuant to the Code of Virginia, as amended. This fee is to support the implementation and maintenance of an electronic summons system.

The full text of the proposed amendments to the Ordinances may be reviewed and inspected at the office of the County Administrator, 103 South Court Street, Suite F, Luray, Virginia 22835.

The public is invited to attend this public hearing to express their views thereon.

The Notice is given pursuant to 15.2-1427 of the Code of Virginia (1950), as amended.

Major Phillip Baker explained that this fee from court cases will be used only for the electronic summons system. The system will not be implemented until the Sheriff's Department collects enough in fees to sustain the cost.

Public Comments:

There were no public comments during the hearing. Chairman Phenix closed the hearing at 7:34 p.m.

Motion: Supervisor Stroupe moved to adopt the Taxation Ordinance Amendment, as presented. Supervisor Wiatrowski seconded and the motion carried by a vote of 6-0. Aye: Wiatrowski, Stroupe, Foltz, Vaughan, Phenix, Guzy. Nay: None.

Presentations, Proclamations & Awards:

Resolution to Cindy Good:

Motion: Supervisor Guzy moved to adopt the Resolution to Cindy Good. Supervisor Stroupe seconded and the motion carried by a vote of 6-0. Aye: Stroupe, Foltz, Vaughan, Phenix, Guzy, Wiatrowski. Nay: None.

Chairman Phenix presented the Resolution to Cindy Good.

#2018-19
RESOLUTION
OF APPRECIATION
TO
CINDY GOOD

WHEREAS, Cindy Good has worked in various office in the County from April 20, 1988 to June 30, 2018, but most recently in the Page County Commonwealth Attorney's Office; and

WHEREAS, Cindy Good has distinguished herself as a loyal and valued employee; and

WHEREAS, Cindy Good has worked diligently to provide services to the citizens of Page County; and

WHEREAS, Cindy Good provided a professional, courteous and friendly atmosphere for citizens and her co-workers, and always assisted them in addressing their concerns and solving problems to ensure that the citizens of Page County received the most reliable assistance available.

NOW THEREFORE BE IT RESOLVED that the Page County Board of Supervisor expresses gratitude and appreciation to Cindy Good for her dedicated years of service to the citizens of Page County and congratulates her on her retirement.

This Resolution was adopted by the Page County Board of Supervisors on this 17th day of July, 2018.

Public Comments on Agenda Items:

There were no speakers during public comments on agenda items.

Action Matters:

Special Entertainment Permit – Luray Triathlon:

Liz Lewis, Economic Development/Tourism Coordinator, said that Racine Multisports has requested a special entertainment permit, pursuant to Chapter 55 (Festivals) of the Code of the County of Page, Virginia, to conduct the Luray Triathlon, August 18-19, 2018, from 6 am – 4 pm, at Lake Arrowhead and surrounding area in Luray. This is the 13th year the Luray International Triathlon showcases Page County in an Olympic distance triathlon set in the scenic Shenandoah Valley outside the Town of Luray. The event begins with a single loop swim in Lake Arrowhead, followed by a 41km bike on paved roads through the woods and farms of Page County. Then a 10K run out and back with rolling hills and all on paved roads. Close to 1,000 athletes participate the two-day race in a sprint and international triathlon event. Staff's recommendation is to approve this special entertainment application as there are no outstanding issues.

Motion: Supervisor Stroupe moved that the Board of Supervisors approve the Special Entertainment Permit application for the following Racine Multisports event: Luray Triathlon – August 18-19, 2018, from 6 am – 4 pm. Supervisor Vaughan seconded and the motion carried by a vote of 6-0. Aye: Foltz, Vaughan, Phenix, Guzy, Wiatrowski, Stroupe. Nay: None.

Budget Changes:

Dennis Click, Director of Finance, said the Page County Sherriff's Office requests appropriation of \$4,095 in donations to support the Virginia Rules Sheriff Youth Camp. Additionally, appropriations of \$4,000 in state grant funding is requested to support the Youth Camp. Lastly, \$50,000 in state grant funding is requested for appropriation to support the purchase of mobile data terminals (MDT). Total appropriation of \$58,095 in local donations and state grant funding is requested by the Page County Sheriff's Office. No local match is required.

Appropriation of \$200,000 in Transient Occupancy Tax local revenues is requested in conjunction with the increase of our County distribution pool from \$800,000 to \$1,000,000 from last fiscal year to the current fiscal year, to tie our budgeted figure out to the upgraded forecast used during our ToT determination meeting.

Staff recommends appropriation of local revenues, donations and state grant funding. To refuse the MDT equipment grant, in which case it would expire and Page County would lose their eligibility for this round of funding.

Motion: Supervisor Foltz moved to approve the appropriation of local revenues, donations and state grant funding in the amount of \$258,095. Supervisor Stroupe seconded and the motion carried by a vote of 6-0. Aye: Vaughan, Phenix, Guzy, Wiatrowski, Stroupe, Foltz. Nay: None.

Department	Description/Reason	Revenue Source	Expenditure	Amount
Sheriff	Youth Camp Donations	Local Donations 101-0000-324.04-33	Virginia Rules Camp 101-3130-431.58-07	\$4,095
Sheriff	Youth Camp Grant	Virginia Commonwealth Attorney	Virginia Rules Camp 101-3130-431.58-07	\$4,000
Sheriff	Mobile Data Terminals	Dept. of Criminal Justice	MDT Grant 101-3120-431.59-XX	\$50,000
Economic Development	Increased TOT Funding Projection	Transient Occupancy Tax	Transient Occupancy Expenditures	\$200,000
Total				\$258,095

Franchise Agreement:

Exhibit C

Woody Brown, Emergency Services Coordinator, said this is the Franchise Agreement between the County and all of the Volunteer Agencies it explains the revenue recovery. He reviewed the proposed changes with the Board. He added that the agreement states that the revenue recovery amounts will be paid only if the billing information has been filled out properly by the volunteer agencies. He also said if this document is not signed, then the volunteer agency can not work in the county. Mr. Brown suggest giving this agreement six months and then revisit.

Motion: Supervisor Foltz moved to adopt the Franchise Agreement for the EMS Volunteer Agencies, as presented. Supervisor Stroupe seconded and the motion carried by a vote of 6-0. Aye: Phenix, Guzy, Wiatrowski, Stroupe, Foltz, Vaughan. Nay: None.

Resolution in Support of the Smart Scale Project:

Mrs. Moler reminded the Board that the County has applied for Smart Scale funds from VDOT. The pre-application was due the beginning of June and the final application with all of the attachments and supporting documentation is due August 1, 2018. The application being submitted is for a traffic light at the US 211/340 and Big Oak Road intersection (Food Lion), in Luray. Mrs. Moler said she has a resolution of support from the Town of Luray, since the intersection incorporates both the Town of Luray and the County. A resolution is also needed from the Board in support to submit with the final application. Mrs. Moler added that it is the 23rd most dangerous intersection in the VDOT Staunton District.

RESOLUTION #2018-10
 RESOLUTION FOR THE BOARD OF SUPERVISORS OF THE

COUNTY OF PAGE, VIRGINIA
AS AN ENDORSEMENT OF US 211/340 and Big Oak Rd Intersection Improvement
PROJECT

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a resolution be received from the sponsoring local jurisdiction or agency requesting the Virginia Department of Transportation (VDOT) to establish a project in the County of Page.

NOW, THEREFORE, BE IT RESOLVED, that the County of Page requests the Commonwealth Transportation Board to establish a project for the construction of the US 211/340 and Big Oak Road intersection improvement project.

BE IT FURTHER RESOLVED THAT: The County of Page hereby agrees to provide its share of the total cost for preliminary engineering, right-of-way and construction of this project in accordance with the project financial document.

BE IT FURTHER RESOLVED THAT: The County of Page hereby agrees to enter into a project administration agreement with VDOT and provide the necessary oversight to ensure the project is developed in accordance with all applicable federal, state and local requirements for design, right-of-way acquisition, and construction of the project.

BE IT FURTHER RESOLVED THAT: If the County of Page subsequently elects to cancel the project, the County of Page hereby agrees to reimburse VDOT for the total amount of costs expended by VDOT through the date VDOT is notified of such cancellation. The County of Page also agrees repay any funds previously reimbursed that are later deemed ineligible by the Federal Highway Administration or VDOT.

BE IT FURTHER RESOLVED THAT: The Board of Supervisors of the County of Page hereby grants authority for the County Administrator to apply for funds and execute project administration agreements, as well as other documents necessary for approved projects.

Motion: Supervisor Guzy moved to adopt the Resolution in Support of the Smart Scale Project. Supervisor Vaughan seconded and the motion carried by a vote of 6-0. Aye: Guzy, Wiatrowski, Stroupe, Foltz, Vaughan, Phenix. Nay: None.

Board and Commission Appointments:

Ms. Miller reviewed the appointments with the Board:

Shenandoah Valley Partnership-Board of Directors:

Mr. Stroupe's term expired June 30, 2018. He is eligible to serve another two-year term and would like to be reappointed.

Motion: Supervisor Vaughan moved to reappoint Mark Stroupe to the Shenandoah Valley Partnership Board of Directors for a two-year term through June 30, 2020.

Supervisor Foltz seconded and the motion carried by a vote of 6-0. Aye: Wiatrowski, Stroupe, Foltz, Vaughan, Phenix, Guzy. Nay: None.

Consent Agenda:

Motion: Supervisor Guzy moved to approve the Consent Agenda as follows:

- Financial reports for the period of June 1-30, 2018;
- Accounts payable checks, payroll checks, payroll direct deposits, and payroll tax related electronic fund transfers totaling \$1,541,294.36 for the month of June 2018;
- Minutes of June 5, 2018 and June 19, 2018.

Supervisor Stroupe seconded and the motion carried by a vote of 6-0. Aye: Stroupe, Foltz, Vaughan, Phenix, Guzy, Wiatrowski. Nay: None.

Old Business:

There was no old business to discuss.

New Business – Chamber TOT Funds Request:

John Shaffer, Chairman of the Tourism Council for the Luray-Page Chamber of Commerce, told the Board that the Chamber would like to run a digital fall campaign. He said they ran one in the spring and it was very successful. In order to run this campaign, the Chamber would need \$50,000 by the end of July in order to start it in August and run it through September. Mr. Shaffer requested \$50,000 from the ToT Funds to go toward this marketing campaign.

Supervisor Guzy felt the Board should grant the Chamber this money because it will benefit the whole County. Chairman Phenix did not want to commit to this until the County knows what the actual amount of ToT funding the County will get.

Motion: Supervisor Guzy moved to appropriate \$50,000 from the 2017 ToT funds to the Luray-Page Chamber of Commerce to be used toward the Fall Digital Campaign. Supervisor Stroupe seconded and the motion carried by a vote of 5-1. Foltz, Vaughan, Guzy, Wiatrowski, Stroupe. Nay: Phenix.

Open Public Comments:

Mike Uram, Town of Stanley Councilman, thanked the Board of Supervisors for participating in the Stanley Homecoming Parade. He also thanked the Board for giving the Town of Stanley \$97,500.86 over the course of the past fiscal year. Mr. Uram reminded the Board the Town of Stanley has the least amount of business of all the Towns in the County and he wants to make sure they get their fair share.

Administrator's Report:

Mrs. Moler told the Board that the new Lord Fair Fax Community College Campus being built on property adjacent to Walmart helped with the VDOT Smart Scale Project for the traffic light out at Food Lion. The new scale at the landfill has been installed. The retaining wall in the parking should have the footers poured by end of this week. Lastly Liz Lewis,

Economic Development/Tourism Coordinator has applied for a grant to hopefully do something with the Stanley Landfill, such as a recreation park.

Supervisor Time:

All the Supervisors thanked everyone for coming to the meeting.

Closed Session: 8:39 p.m.

Motion: Supervisor Foltz moved that the Page County Board of Supervisors convene in closed session under the Virginia Freedom of Information Act to discuss personnel matters as it relates to an employee of the Page County Board of Supervisors for the purpose of considering such person's assignment, performance, and salary, pursuant to Section 2.2-3711(A)(1) of the Code of Virginia; and to consult with legal counsel and briefings by staff members or consultants pertaining to probable litigation, where such consultation or briefing in an open meeting would adversely affect the negotiating or litigating posture of the Page County Board of Supervisors, pursuant to Section 2.2-3711(A)(7) of the Code of Virginia. Supervisor Guzy seconded and the motion carried by a vote of 6-0. Aye: Vaughan, Phenix, Guzy, Wiatrowski, Stroupe, Foltz. Nay: None.

Exit Closed Session: 9:58 p.m.

Motion: Supervisor Foltz moved the closed meeting be adjourned and the Page County Board of Supervisors reconvene in open session. Supervisor Stroupe seconded and the motion carried by a vote of 6-0. Aye: Phenix, Guzy, Wiatrowski, Stroupe, Foltz, Vaughan. Nay: None.

Certification of Closed Meeting:

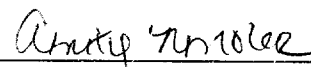
To the best of my knowledge only public business matters lawfully exempted from open meeting requirements under Section 2.2-3711 (A) of the Code of Virginia, 1950, as amended, and only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting.

<u>Recorded Roll Call Vote:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
D. Keith Guzy, Jr.	X			
David Wiatrowski	X			
Mark Stroupe	X			
Larry Foltz	X			
Jeff Vaughan	X			
Morgan Phenix	X			

Adjourn: 10:00p.m.

With no further business, Chairman Phenix adjourned the meeting.


Chairman


County Administrator

ORDINANCE TO AMEND CHAPTER 125, SECTION 125-14 (ADDITIONAL REGULATIONS FOR ALL DISTRICTS) OF THE PAGE COUNTY, VIRGINIA CODE

WHEREAS, by Ordinance duly adopted on September 14, 1989, the Board of Supervisors of the County of Page, Virginia, adopted Chapter 125 (Zoning) of the Code of the County of Page, Virginia, which Chapter has been amended from time to time; and

WHEREAS, upon mature consideration, the Board of Supervisors has determined it is in the best interest of the County to further amend Chapter 125, Section 14 (Additional regulations for all districts) to the Page County Code.

NOW, THEREFORE, BE IT ORDAINED AND RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF PAGE, VIRGINIA, that Chapter 125 (Zoning) of the Page County Code be amended as follows:

1. Chapter 125 Zoning, Section 125-14 Additional Regulations for all Districts, paragraph I(3) is hereby added to read as follows:

“(3) Above ground swimming pools may project no more than five feet into any yard setback.”

2. Except as amended above, all other provisions of the Page County Code shall remain in full force and effect.

This Ordinance shall be in full force and effect from and after July 17, 2018, as provided by Virginia law.

CERTIFICATE OF VOTES

The undersigned Clerk of the Board of Supervisors of Page County, Virginia, hereby certifies that the foregoing Ordinance constitutes a true and correct copy thereof adopted by the Board of Supervisors at a regular meeting duly held and called on July 17, 2018. A record of the roll-call vote by the Board of Supervisors is as follows:

NAME	AYE	NAY	ABSTAIN	ABSENT
Morgan Phenix, Chairman-At-Large	✓			
Mark Stroupe	✓			
D. Keith Guzy, Jr.		✓		
Larry Foltz	✓			
Jeff Vaughan	✓			
David Wiatrowski		✓		

Dated: July 17, 2018

Amy Under
Clerk, Board of Supervisors
Page County, Virginia

Dates of Notice Publication: July 5, 2018

July 12, 2018

Date of Adoption of Ordinance: July 17, 2018

Morgan S. Phenix
Morgan Phenix, Chairman-at-Large
Board of Supervisors of the County of Page,
Virginia

Attest:

Amy Under
_____, Clerk

**ORDINANCE TO AMEND CHAPTER 105 (TAXATION)
OF THE PAGE COUNTY, VIRGINIA CODE**

WHEREAS, by Ordinance duly adopted, the Board of Supervisors of the County of Page adopted Chapter 105, Taxation, of the Page County Code, which Chapter has been further amended from time to time; and

WHEREAS, upon mature consideration, the Board of Supervisors has determined it is in the best interest of the County to further amend the ordinance.

NOW THEREFORE, be it resolved and ordained by the Board of Supervisors of the County of Page, Virginia, that Chapter 105 (Taxation), Article XXI (Assessment for Electronic Summons System) of the Page County Code be added as follows:

“§ 105-82. Fee imposed; collection; use.

- A. As authorized by Section 17.1-279.1 Code of Virginia (1950), as amended: local fee of five dollars (\$5.00) to support the implementation and maintenance of an electronic summons systems 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 Clerk’s of the district and circuit courts shall charge and collect this assessment as 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.
- 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 cost 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 requirements formulated by the Supreme Court of the Commonwealth of Virginia.
- D. The assessment 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 therefore 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.”

This Ordinance shall be in full force and effect from and after July 17, 2018,
as provided by Virginia law.

Dates of Notice Publication: July 5, 2018

July 12, 2018

Date of Adoption of Ordinance July 17, 2018

Morgan S. Phenix

Morgan Phenix, Chairman-at-Large
Board of Supervisors of the County of Page, Virginia

Attest:

Anne M. Stroupe
_____, Clerk

CERTIFICATE OF VOTES

The undersigned Clerk of the Board of Supervisors of Page County, Virginia, hereby certifies that the foregoing Ordinance constitutes a true and correct copy thereof adopted by the Board of Supervisors at a regular meeting duly held and called on July 17. A record of the roll-call vote by the Board of Supervisors is as follows:

NAME	AYE	NAY	ABSTAIN	ABSENT
Morgan Phenix	✓			
Mark Stroupe	✓			
D. Keith Guzy, Jr.	✓			
Larry Foltz	✓			
Jeff Vaughan	✓			
David Wiatrowski	✓			

Dated: July 17, 2018

Anne M. Stroupe

Clerk, Board of Supervisors
Page County, Virginia