

Chaim, here are the applicable emails per your request, below.

John C. Barkley,  
County Administrator

County of Greene, Virginia  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973  
Ph [\(434\) 985-5201](tel:4349855201) | [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

---

-----Original Message-----

RE: Loan agreement

From: John Barkley

Sent: Wednesday, November 12, 2014 4:07 PM

To: [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com); Jim Frydl

Attachments:

BARLEY - LOAN AGREEMENT.doc (34 KB)[Open as Web Page] Ray,  
one edit per Tracy's email today regarding the need for specific approval of  
a date in the agreement in order to process the VRS check on Thursday,  
November 13, 2014, which is what I have requested. Sorry if this seems  
unnecessary.

John C. Barkley,  
County Administrator

County of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph [\(434\) 985-5201](tel:4349855201)  
| [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

-----Original Message-----

From: Ray Clarke [mailto:[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]

Sent: Tuesday, November 11, 2014 9:36 AM

To: Jim Frydl; John Barkley; Tracy Morris

Subject: Loan agreement

My suggested loan agreement between John and the County is

attached. I have tried to leave as much flexibility as possible while protecting the County's interest as well. It can be modified as the parties see fit. Ray

---

RE: VRS Status

Tracy Morris

You replied on 11/12/2014 11:38 PM.

Sent: Wednesday, November 12, 2014 3:51 PM

To:

John Barkley; Jim Frydl; David Cox; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)

John:

I received an email from you last week requesting payment be made per the approval of Jim. When you and I discussed this email, I advised you that I could not process a check prior to having the signed contract and the approval of the Board. If the Board approves the payment to be cut prior to payroll, then I will be happy to have Kim process this for you on Thursday. Please be sure this is discussed at some point tonight.

Thanks!

Tracy J. Morris, MPA  
Deputy County Administrator  
Finance Director  
County of Greene  
[\(434\) 985-5201](tel:(434)985-5201) Phone  
[\(434\) 985-3705](tel:(434)985-3705) Fax

From: John Barkley

Sent: Wednesday, November 12, 2014 9:13 AM

To: Tracy Morris; Jim Frydl; David Cox; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)

Subject: RE: VRS Status

Tracy,

Sounds good – with one exception, that you and I agreed when we discussed this last week to make sure that Kim has my check ready for me this Thursday subject to Board approval Wednesday. This part needs to be done now and not wait until 11/25. I need to prepare for the payroll deduction ahead of time.

Thanks,

John C. Barkley,  
County Administrator

[cid:image001.gif@01C68006.85380D00County](#) of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph [\(434\) 985-5201](#)  
| [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

From: Tracy Morris  
Sent: Monday, November 10, 2014 4:55 PM  
To: John Barkley; Jim Frydl; David Cox; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)  
Subject: VRS Status

I have provided John a copy of the register for the upcoming November payroll. Once the Board of Supervisors has approved the contract and the second reading, I will instruct Lisa to pay the County's portion and John's portion to VRS. Kim will be instructed to process a check to John which will be given to him with his monthly payroll. The County will pay employees on the 25th of this month because of the holiday. Please let me know if there is anything further you need from me. I am out of the office on Wednesday with appointments, but can be available for the meeting if needed.

I will notify VRS and the auditors after this issue has been resolved.

Thanks!

Tracy J. Morris, MPA  
Deputy County Administrator  
Finance Director  
County of Greene  
[\(434\) 985-5201](tel:(434)985-5201) Phone  
[\(434\) 985-3705](tel:(434)985-3705) Fax

---

Re: John C. Barkley  
Ray Clarke [[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]  
You replied on 11/10/2014 4:13 PM.  
Sent: Monday, November 10, 2014 3:17 PM  
To:

Jim Frydl; Tracy Morris; John Barkley  
After all is said and done, we will proceed as originally discussed, notwithstanding potential IRS issues which I am currently unaware of. The question revolved around potential tax liability for the initial payout. I will have the contract to John before Wednesday night for his and the board's consideration.

---

RE: VRS

John Barkley

Sent: Monday, November 10, 2014 3:00 PM

To:

Jim Frydl; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)

Attachments:

Contract\_Addendum\_2\_CA\_11~1.docx (45 KB)[Open as Web Page]

Please see the draft agreement and edit as y'all see fit ...

John C. Barkley,  
County Administrator

County of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph [\(434\) 985-5201](tel:4349855201)  
| [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

---

RE: John C. Barkley

John Barkley

You forwarded this message on 11/10/2014 6:07 PM.

Sent: Monday, November 10, 2014 2:29 PM

To:

Jim Frydl; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com); Tracy Morris Tracy and I have discussed the matter will proceed per the Board action. The only thing I need now is a draft payback agreement to sign.

John C. Barkley,  
County Administrator

County of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph [\(434\) 985-5201](tel:4349855201)

| [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

-----Original Message-----

From: Jim Frydl

Sent: Monday, November 10, 2014 1:58 PM

To: [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com); Tracy Morris; John Barkley

Subject: RE: John C. Barkley

The query to VRS is all well and good, but what happened to the original plan? Unless there is a clear reason that it can not be accomplished, I still prefer that we leave VRS out of it, and handle it as a County loan. Please let me know if there is any information that precludes us from using the original plan.

Jim

---

Fwd: John C. Barkley

Ray Clarke [[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]

You replied on 11/10/2014 1:57 PM.

Sent: Monday, November 10, 2014 1:25 PM

To:

Tracy Morris; Jim Frydl; John Barkley

Tracy, John and Jim - It appears that we have at least gotten them up to an 18 month payback, but that does seem to be the most they will do. I don't know what benefit there might be in pushing further and we could create more problems that I don't know about. This, of course, would be a direct payback from John to VRS, which would be the simplest process for the county and might be a better deal for John as well (other than the paycheck bite, of course) if a county advance would cause a greater tax burden for him. This is just a matter of number crunching by John and how he would prefer to handle it in consultation with auditors and the board. Please advise VRS directly how we will proceed with copy to me, thanks. Ray

----- Original Message -----

Subject: John C. Barkley

Date: Mon, 10 Nov 2014 16:25:14 +0000

From: Brian Goodman <[bgoodman@varetire.org](mailto:bgoodman@varetire.org)>

To: [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com) <[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)>

I am responding to your inquiry of November 8, 2014 regarding the member contributions for Mr. Barkley and your voicemail message to Rohn Brown regarding VRS authority to collect unpaid member contributions for Mr. Barkley at a faster pace than the three years proposed by the County. Va. Code § 51.1-144(A) reads, "Each member shall contribute five percent of his creditable compensation for each pay period for which he receives compensation. The employer shall deduct the contribution payable by the member. Every employee accepting employment shall be deemed to consent and agree to any deductions from his compensation required by this chapter."

Va. Code § 51.1-144(F)(2) reads, "A person who becomes a member on or after July 1, 2010, shall be required to pay member contributions on a salary reduction basis in accordance with § 414(h) of the Internal Revenue Code in the amount of five percent of creditable compensation if the person is (i) a member covered by the defined benefit plan established under this chapter, (ii) a member of the State Police Officers' Retirement System under Chapter 2 (§ 51.1-200 et seq.), (iii) a member of the Virginia Law Officers' Retirement System under Chapter 2.1 (§ 51.1-211 et seq.), (iv) a member of the Judicial Retirement System under Chapter 3 (§ 51.1-300 et seq.), or (v) earning the benefits permitted by § 51.1-138."

Va. Code § 51.1-144(F)(3) reads, "A member who is an employee of a county, city, town, or other local employer other than a local public school board, regardless of whether the member is a person who becomes a member on or after July 1, 2010, shall be required to pay member contributions on a salary reduction basis in accordance with § 414(h) of the Internal Revenue Code in the amount of five percent of creditable compensation as follows: (i) any member who commences or recommences employment on or after July 1, 2012, shall be required to contribute five percent of his creditable compensation upon commencing or recommencing employment and (ii) members in service on June 30, 2012, shall be required to contribute five percent of their creditable compensation no later than July 1, 2016. Such member described in subdivision (ii) shall contribute a minimum of an additional one percent of his creditable compensation beginning on each July 1 of 2012, 2013, 2014, 2015, and 2016, or until the member's contribution equals five percent of creditable compensation, but the county, city, town, or other local employer other than a local public school board may elect to require members to contribute more than an additional one percent each year, in whole percentages. In no case shall a member be required to contribute more

than five percent of his creditable compensation for each pay period for which he receives compensation. No county, city, town, or other local employer other than a local public school board shall be allowed to elect to pay any amount of member contributions except to pay the difference between five percent and the employee contribution during the phase-in period described in this subdivision for a member who was in service on June 30, 2012.”

By virtue of taking a refund of contributions in 2013 just prior to accepting employment with Greene County, Mr. Barkley is required to pay his entire 5% member contribution on a salary reduction basis. This obligation dates back to August 1, 2013, when Mr. Barkley should have been reported to VRS as a covered employee, and the unpaid obligation involves approximately one year of member contributions (and corresponding employer contributions). VRS has a duty and obligation under state law, the Internal Revenue Code, and Treasury regulations to ensure that it collects, and in this case recovers, member contributions on a timely basis.

Although there is no express statute dictating the terms of the repayment of member contributions in arrears, VRS does not accept repayment of the member contributions over three years. However, VRS will accept a repayment period of 18 months. Please let me know at your earliest convenience how the County wishes to proceed on this matter.

Thanks!

Brian J. Goodman

Legal Affairs and Compliance Coordinator Virginia  
Retirement System  
P.O. Box 2500, Richmond, VA 23218-2500  
P:(804)344-3140 F:(804)786-1541  
Toll Free: 1-888-827-3847 ext:3140

Striving to be the trusted leader in the delivery of benefits and services to those we serve.

NOTICE: This e-mail and any attachments to it may be privileged, confidential or contain trade secret information.

If this e-mail was sent to you in error, please notify me immediately by either reply e-mail or by phone.

Also, please do not use, disseminate, retain, print or copy the e-mail or its attachment.

You will be reimbursed for any reasonable expenses associated with

destroying this e-mail and its attachments.

From: [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com) [mailto:[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]  
Sent: Saturday, November 08, 2014 4:25 AM  
To: Rohn Brown  
Cc: Tracy Morris; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)  
Subject: RE: Follow-up to your voice mail message from today

Thanks, Rohn. We are trying hard to do what needs to be done without unduly burdening our employee. There are tax consequences involved and both the employee and the VRS can be protected with a three year payout. We can assure payment by contract with the employee to protect VRS and can simultaneously protect the employee from financial hardship. Ray

-----Original Message-----

From: "Rohn Brown" <[rbrown@varetire.org](mailto:rbrown@varetire.org)>  
Sent: Friday, November 7, 2014 2:48pm  
To: "[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)" <[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)>  
Cc: "'[tmorris@gcva.us](mailto:tmorris@gcva.us)'" <[tmorris@gcva.us](mailto:tmorris@gcva.us)>  
Subject: Follow-up to your voice mail message from today

Mr. Ray Clarke-

I received your voice mail this morning about the payment of the 5% member contribution for Mr. Barkley and I am currently seeking assistance from our legal affairs and compliance coordinator, Brian Goodman, whom you talked with before. Once I coordinate with him, we can address your question. Thanks.

Rohn

Description: Rohn Brown Employer Representative  
Virginia Retirement System P.O. Box 2500, Richmond, VA  
23218-2500 P:([804775-3228](tel:8047753228)) F:([804786-1541](tel:8047861541)) Toll-free:  
[1-888-827-3847 ext. 3228](tel:18888273847) Stay Updated! Subscribe to

Employer Update.

EMAILS TO AND FROM VRS ARE NOT SECURE

Please do not send personal information, including full Social Security Numbers, in any email or attachment.

-----  
Re: VRS



Ray Clarke [[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]

Sent: Thursday, November 06, 2014 12:06 PM

To:

Jim Frydl

Don't ask me. I don't do taxes.

On 11/6/2014 10:21 AM, Jim Frydl wrote:

> Ray,

>

> **The loan amount shouldn't be taxed upfront.** That would amount to a double tax since he is already being taxed in his payroll.

>

---

> From: Ray Clarke [[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]

> Sent: Wednesday, November 05, 2014 8:22 AM

> To: Jim Frydl

> Subject: Re: VRS

>

> **FOIA wasn't the only issue. I THINK the issue revolved around whether this loan was actually an advance on salary (which it actually is), in which case it would be taxable in its entirety upon receipt,** which would be a less advantageous method than John just paying it out over the three year period. Hopefully we will resolve it prior to Tuesday.

>

>

> On 11/4/2014 5:05 PM, Jim Frydl wrote:

>> **Tracy mentioned that, but had not heard from VRS. I think that was suggested as a way to avoid creating a line item that someone might FOIA. I am not sure anyone would care to FOIA the line item and there is no reason to hide anything.** I believe that we can take the lump sum from the paycheck and write a check for the loan amount and record it as a line item.

>>

>> Jim

>>

---

>> From: Ray Clarke [[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]

>> Sent: Tuesday, November 04, 2014 3:28 PM

>> To: Jim Frydl

>> Subject: Re: VRS

>>

>> Not so simple as you might hope. **Tax consequences make it a better deal for John if he agrees to pay his share directly to VRS.** Tracy was to check with him to see if he would be OK with that over the

>> same three year period, but with set monthly deductions. If so, then  
>> no problems that I see (I think that's OK with VRS, but not sure),  
>> and the county is off the hook with no need for a contract. Tracy is  
>> out of the office till Thursday, so I can't confirm with her where the story  
line sits.

>>

>>

>> On 11/4/2014 2:33 PM, Jim Frydl wrote:

>>> Ray,

>>>

>>> I am just following up to make sure we have the lump sum payment  
plan resolved for the next meeting. It will be nice to have this simple  
oversight become a thing of the past.

>>>

>>> Jim

---

RE: VRS!

John Barkley

Sent: Tuesday, November 04, 2014 3:06 PM

To:

Jim Frydl

Okay thanks. Sounds good. I was just trying to get the matter closed this  
week.

John C. Barkley,  
County Administrator

County of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph (434) 985-5201  
| [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

-----Original Message-----

From: Jim Frydl

Sent: Tuesday, November 4, 2014 3:02 PM

To: John Barkley

Subject: RE: VRS!

John,

The thought was to get VRS completed and caught up. The money would be to offset the lump sum payment to VRS. No additional accounting and no impact on you, positive or negative. Then sometime during the next three years, at your leisure, you would pay the County.

Jim

---

From: John Barkley  
Sent: Tuesday, November 04, 2014 2:42 PM  
To: Jim Frydl  
Subject: RE: VRS!

I might be misunderstanding. I was not counting on a lump sum withdrawal from my pay. It would be easier to handle by setting up a monthly additional payment of 5% over a one year period, which is what VRS has offered, for my contribution to make up for last year, like this:

The Board pays VRS the \$13.7 k next week as last year's employer contribution.

John gets \$5.7 k next week from the Board.

John pays VRS an additional 5% via monthly payroll deduction over the course of a year to make up for last year's employee contribution so that it is not all taken out at once.

John signs an agreement to pay the \$5.7k back to the County within 3 years.

Almost everyone is happy.

John C. Barkley,  
County Administrator

County of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph (434) 985-5201  
| [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

-----Original Message-----

From: Jim Frydl

Sent: Tuesday, November 4, 2014 12:33 PM  
To: John Barkley  
Subject: RE: VRS!

The 5,713.76 is the lump sum for the time that you were not enrolled. I am not sure if that includes this year and last or just last year. We would give you that money to cover the lump sum withdrawal from your pay and then you would pay that back within the next three years. If you must pay double (10%) it would only be to cover the one or two months from this year between your anniversary date and when we started with the 5% withholding.

Jim

---

From: John Barkley  
Sent: Tuesday, November 04, 2014 11:48 AM  
To: Jim Frydl  
Subject: RE: VRS!

I think I am okay for the past two months as I was enrolled and have made the contribution.

It's the 5% per month that wasn't paid from my salary over the last year that I will be paying for the next year to bring my contribution up to current. My understanding is that an additional 5% will be deducted for the next 12 months, or 10%, to account for the period August 2013 - August 2014. So for one year I will pay 10%, and then it will revert back to the normal VRS 5% payroll deduction.

John C. Barkley,  
County Administrator

County of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph (434) 985-5201  
| [jbarkley@gcva.us](mailto:jbarkley@gcva.us) | [www.gcva.us](http://www.gcva.us)

-----Original Message-----  
From: Jim Frydl

Sent: Tuesday, November 4, 2014 11:31 AM  
To: John Barkley  
Subject: RE: VRS!

John,

The 10% is for the makeup of August and September of this year? Just the two months right?

Jim

---

From: John Barkley  
Sent: Tuesday, November 04, 2014 8:57 AM  
To: Jim Frydl  
Subject: VRS!

Jim,

Per our recent discussion, I am requesting that you direct the finance director to issue me a check next week in the amount of \$5,713.76.00 upon approval by the Board of the second reading in the VRS matter. I am requesting this directive now because it is important that the check be processed this week in anticipation of the Board's action, as many others are each meeting week, and to allow me time to make financial arrangements to prepare for the 10% payroll deduction that will begin at the end of this month.

Thanks!

John C. Barkley,  
County Administrator

[cid:image001.png@01CFF80D.5DBCEEC0] County of Greene  
40 Celt Road | P.O. Box 358 | Stanardsville, VA 22973 Ph (434) 985-5201  
| [jbarkley@gcva.us](mailto:jbarkley@gcva.us)<mailto:jbarkley@gcva.us> |  
[www.gcva.us](http://www.gcva.us)<<http://www.gcva.us/>>

---

--

RE: Greene VRS  
Matthew McLearen [[mmclearen@rfca.com](mailto:mmclearen@rfca.com)]  
You replied on 10/28/2014 1:35 PM.  
Sent: Tuesday, October 28, 2014 1:32 PM  
To:  
Jim Frydl  
Mr. Frydl,  
A copy of the board minutes would be sufficient.

Thank you.  
Matt

Matthew A. McLearen, CPA, CFE  
Member  
Robinson, Farmer, Cox Associates  
530 Westfield Road  
P.O. Box 6580  
Charlottesville, VA 22901  
[www.rfca.com](http://www.rfca.com)  
(434)973-8314 ph.  
(434)974-7363 fax

This message (including any attachments) contains confidential information intended for a specific individual and purpose, and is protected by law. If you are not the intended recipient, you should delete this message. Any disclosure, copying, or distribution of this message, or the taking of any action based upon it, is strictly prohibited.

-----Original Message-----

From: Jim Frydl [<mailto:Jim.Frydl@gcva.us>]  
Sent: Tuesday, October 28, 2014 1:21 PM  
To: Matthew McLearen  
Subject: RE: Greene VRS

Matt,

Thanks. **The employee was enrolled as soon as the discrepancy was discovered.** The payment covering last year is simply awaiting board allocation. We will have the first reading tonight, and vote to allocate at our November 11th meeting. Is this note sufficient to meet your requirements? would you also need a copy of the board minutes from

tonight?

Thanks,

Jim

---

From: Matthew McLearen [[mmclearen@rfca.com](mailto:mmclearen@rfca.com)]

Sent: Tuesday, October 28, 2014 1:22 PM

To: Jim Frydl

Subject: RE: Greene VRS

Dear Mr. Frydl,

The report to the Auditor of Public Accounts will report the discrepancy or error. However, the action taken to resolve the matter can and will be reported to the APA as well. Therefore the actual processing of the VRS payment does not necessarily need to be appropriated or paid prior to audit fieldwork on November 10th, but a definitive corrective action plan needs to be established by that time. The corrective action plan will be communicated in the report to the APA.

Do not hesitate to contact me if you have additional questions.

-Matt

Matthew A. McLearen, CPA, CFE  
Member  
Robinson, Farmer, Cox Associates  
530 Westfield Road  
P.O. Box 6580  
Charlottesville, VA 22901  
[www.rfca.com](http://www.rfca.com)  
(434)973-8314 ph.  
(434)974-7363 fax

This message (including any attachments) contains confidential information intended for a specific individual and purpose, and is protected by law. If you are not the intended recipient, you should delete this message. Any disclosure, copying, or distribution of this message, or the taking of any action based upon it, is strictly prohibited.

-----Original Message-----

From: Jim Frydl [mailto:[Jim.Frydl@gcva.us](mailto:Jim.Frydl@gcva.us)]  
Sent: Tuesday, October 28, 2014 9:37 AM  
To: Matthew McLearen  
Subject: Greene VRS

Matt,

Thanks for all your hard work helping Greene. I have a timing question regarding the outstanding payback to VRS **for the employee we failed to enroll**. The Board process for allocating funds is usually to have two readings before allocating funds. That would push the actual payment to VRS beyond your next visit on November 10. Would that force you as auditor to generate a negative or deficient report to the APA? If that is the case we will suspend our bylaws and allocate the funds tonight. If it is not urgent we can follow our standard procedure and allocate the funds at the November 11 meeting. Please let me know something as soon as possible.

Thank you,

Jim Frydl  
Chairman Greene County Board of Supervisors.

---

-----  
VRS Status

Tracy Morris

You replied on 11/10/2014 5:17 PM.

Sent: Monday, November 10, 2014 4:55 PM

To:

John Barkley; Jim Frydl; David Cox; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)

I have provided John a copy of the register for the upcoming November payroll. Once the Board of Supervisors has approved the contract and the second reading, I will instruct Lisa to pay the County's portion and John's portion to VRS. Kim will be instructed to process a check to John which will be given to him with his monthly payroll. The County will pay employees on the 25th of this month because of the holiday. Please let me know if there is anything further you need from me. I am out of the office on Wednesday with appointments, but can be available for the meeting if needed.

I will notify VRS and the auditors after this issue has been resolved.



Thanks!

Tracy J. Morris, MPA  
Deputy County Administrator  
Finance Director  
County of Greene  
(434) 985-5201 Phone  
(434) 985-3705 Fax

---

-

Re: FW: VRS Status  
Ray Clarke [[rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)]  
You replied on 10/24/2014 5:13 PM.  
Sent: Friday, October 24, 2014 1:17 PM  
To:  
Tracy Morris; Jim Frydl  
I would recommend this be on the executive session agenda on Tuesday.  
We do need resolution.

---

FW: VRS Status  
Tracy Morris  
Sent: Friday, October 24, 2014 12:43 PM  
To:  
Jim Frydl  
Cc:  
Matthew McLearn [[mmclearn@rfca.com](mailto:mmclearn@rfca.com)]; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com)  
Please read the email below. David knows that I am forwarding this to all  
of you.

Tracy J. Morris, MPA  
Deputy County Administrator  
Finance Director  
County of Greene  
(434) 985-5201 Phone  
(434) 985-3705 Fax

---

From: David Cox  
Sent: Monday, October 20, 2014 6:45 PM  
To: Tracy Morris  
Subject: RE: VRS Status

Tracy, Per conversation between Ray Clarke and Jim Frydl on 9-23-2014

@ 5:15 pm the VRS issue was taken care of and that the county was to pay their part now and a monthly payment plan for Mr. Barkley. Mr. Clarke also stated that it appeared that we were trying to make up rules as we go along. It appears to me that this matter is causing a big problem doing payroll for two months. I know that we have the auditors coming next month and what is this going to look like to them.

---

-----  
Sent: Friday, October 17, 2014 1:31 PM  
To:  
Jim Frydl; David Cox  
Cc:  
Matthew McLearen [[mmclearen@rfca.com](mailto:mmclearen@rfca.com)]  
Jim/David:

Please advise as to how I am to proceed with the pending VRS issue. Lisa is waiting to process payroll.

Thanks!  
Tracy J. Morris, MPA  
Deputy County Administrator  
Finance Director  
County of Greene  
(434) 985-5201 Phone  
(434) 985-3705 Fax

---

-----  
RE: VRS Issue - Confidential  
Rohn Brown [[rbrown@varetire.org](mailto:rbrown@varetire.org)]  
Sent: Tuesday, September 23, 2014 8:17 PM  
To:  
Tracy Morris  
Cc:  
Lisa Herring; Jim Frydl; David Cox; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com); Matthew McLearen [[mmclearen@rfca.com](mailto:mmclearen@rfca.com)]; Marie Daniels [[MDaniels@varetire.org](mailto:MDaniels@varetire.org)]  
Tracy-

I received your email and am on VRS travel until Friday. I have copied Marie Daniels, VRS Employer Representative, who also works with the political subdivisions. Marie knows about your county administrator's situation and is also familiar with the reporting requirements in myVRS Navigator. Her direct line is 804-344-3197. Thanks.

Rohn

Description: Rohn Brown  
Employer Representative  
Virginia Retirement System  
P.O. Box 2500, Richmond, VA 23218-2500  
P:(804)775-3228 F:(804)786-1541  
Toll-free: 1-888-827-3847 ext. 3228  
Stay Updated! Subscribe to Employer Update.

EMAILS TO AND FROM VRS ARE NOT SECURE  
Please do not send personal information, including full Social Security  
Numbers, in any email or attachment.

---

Sent: Tuesday, September 23, 2014 5:35 PM

To:

[rbrown@varetire.org](mailto:rbrown@varetire.org)

Cc:

Lisa Herring; Jim Frydl; David Cox; [rayclarke@cvillelaw.com](mailto:rayclarke@cvillelaw.com); Matthew McLearen [[mmclearen@rfca.com](mailto:mmclearen@rfca.com)]

Attachments:

VRS Decision.pdf (40 KB)[Open as Web Page]

Rohn:

I was notified this afternoon after 4:00 p.m. by the County Attorney of the decision from the VRS attorney. Per the attached fax cover sheet, **Mr. John Barkley's effective date with VRS is 8-1-2013**. I spoke with the Chairman of the Board after 4:30 p.m. and notified him of the final decision. We have a Board Meeting tonight and it is possible this item may be discussed during Executive Session.

My immediate concern is that our direct deposit is due to the bank tomorrow morning. Per my discussion with the Chairman this afternoon, we entered Mr. Barkley's information into the VRS system on 9/12/2014 per your email in order to calculate the amount due by the County and Mr. Barkley. Mr. Barkley's information will be left in the VRS system with an effective date of August 1, 2013. For the September payroll, we will only be processing the current month contribution for Mr. Barkley and the County. The Board of Supervisors must approve the County's payment from August 2013 - August 2014 as this amount is not in the current budget. The final decision will be discussed with Mr. Barkley and a payment option agreed upon to reimburse his portion. Lisa and I will

contact you to inquire if these payments need to be reported differently to VRS.

If the Board discusses this tonight and agrees upon something other than the above, I will contact you tomorrow. I appreciate your assistance with this matter over the past weeks.

Tracy J. Morris, MPA  
Deputy County Administrator  
Finance Director  
County of Greene  
(434) 985-5201 Phone  
(434) 985-3705 Fax