

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY VIRGINIA, HELD IN THE COUNTY ADMINISTRATION BUILDING, 150 SOUTH MAIN STREET LEXINGTON, VIRGINIA ON MONDAY MARCH 23, 2009 AT 6:00 P.M.

PRESENT: CHAIRMAN R.H. RIEGEL
MEMBERS: C.R. COMSTOCK, R.S. FORD, M.R. SMITH A.W. LEWIS, JR.
CLERK OF BOARD: CLAIRE A. COLLINS
FISCAL DIRECTOR: ROBERT E. CLAYTOR
COUNTY ATTORNEY: VICKIE L. HUFFMAN
STAFF: SAM CRICKENBERGER

Call to Order, Invocation and Pledge of Allegiance

Chairman Riegel called the meeting to order. Supervisor Lewis gave the invocation and led in the Pledge of Allegiance.

Item(s) to be added to Agenda

Supervisor Smith requested that discussion about an agriculture center be added to the agenda. Discussion regarding the Chessie Trail was mentioned as an addition to the agenda by Supervisor Ford. County Attorney Vickie Huffman requested an addition to the Consent Agenda for the Board to authorize termination of lease for adult probation.

Citizens' Comments

Chairman Riegel asked for citizen comments. Mr. Bernard Goodbar, on behalf of the Farm Bureau, commented on the need for the County to address creating an agriculture center and requested that the Board appoint a committee to work toward creating such. Mrs. Linda Larsen commented on not being in support to the Goshen Boy Scout camp being the host facility of the National Jamboree and clarified the misinformation in the community that she does not support business as her spouse, son and her all are business owners. Mrs. Joy Evans of Orchardside Farmers' Market appeared before the Board to request permission for temporary signage to be made of wood at Stoners Hill road and Route 252 and Raphine Road from April 15 through September 26, 2009. Sam Crickenberger advised that he has received an application for the Orchardside Market and that the farmers' market ordinance draft will be presented at the April 13 meeting to include addressing signage as to where placed and length of time in place for public hearing on April 27.

Appointment of Planning Commission Member Representing South River District

On a motion of Supervisor Comstock, seconded by Supervisor Ford and vote of 5-0, Mr. Chris Wise was reappointed to the Planning Commission to represent the South River Magisterial District for a four-year term.

Appointment to Shenandoah Valley Partnership Board of Directors

Rockbridge County maintains a seat on the Shenandoah Valley Partnership Board of Directors for which Mike Webb had served as the County's appointee to the

Board. With his having moved, a vacancy exists with Mr. Sullenberger, CEO of the Partnership recommending the County Administrator for appointment to fill the vacancy. On a motion of Supervisor Lewis, seconded by Supervisor Comstock and a vote of 5-0, the Board appointed Claire Collins to fill the unexpired term. Supervisor Smith commented on the need to discuss the benefit of the Partnership to the County.

Goshen Pass Picnic Shelter Project

Supervisor Lewis provided an overview of the project with April 7, 2009 as the erection day for the shelter with Director of Planning Sam Crickenberger supervising for the County to act as permittee for the project. Discussion ensued on liability and a mechanism to review insurance issues that the County has addressed resulting in a motion of Supervisor Lewis, seconded by Supervisor Ford and on the following vote was unanimously approved for the County to act as permittee for the project.

Recorded Vote:

AYES: Comstock, Ford, Smith, Lewis, Riegel
NAYES: None
ABSENT: None

MSA Resolution

A motion was made by Supervisor Comstock, seconded by Supervisor Lewis to approve the resolution. The following was recorded:

Resolution of Endorsement

Whereas, the Maury Service Authority (“MSA”) has been advised by Virginia Department of Environmental Quality (“DEQ”) that DEQ has authorized a 0% interest rate loan to the MSA to pay a portion of the costs to upgrade, modernize and improve the Regional Wastewater Treatment Facility (“WWTP”) from the Virginia Water Facilities Revolving Fund in a principal amount not to exceed \$8,000,000 (the “0% Loan”) on terms described in a letter from Virginia Resources Authority (“VRA”), dated May 12, 2008, as amended and supplemented by a letter dated November 10, 2008; and

Whereas, further, DEQ has advised the MSA that such 0% Loan shall be coupled with a Grant from DEQ in an approximate amount of \$7,177,195 (the “DEQ Grant”); and

Whereas, the MSA is required to operated and maintain the WWTP in accordance with law and the terms of that certain Service Agreement, made and entered into as of July 29, 1996 (the “Service Agreement”), by and among the MSA, Rockbridge County, Virginia (the “County”), City of Lexington (the “City”), and Rockbridge County Public Service Authority (collectively, the “Participants”); and

Whereas, VRA, as Administrator of Virginia Water Facilities Revolving Fund, has advised the MSA that VRA shall require the faithful application of the Service

Agreement and to such end, has requested the MSA to obtain the endorsement of the County and the City for the accomplishment of the upgrades, modernization and improvements to the WWTP by the MSA contemplated under the terms of the 0% Loan and the DEQ Grant.

Now, therefore, be it resolved by the Board of Supervisors of the County, as follows:

1. The accomplishment by the MSA of the upgrades, modernization and improvements to the WWTP required by law and contemplated under the terms of the 0% Loan and the DEQ Grant to the MSA (described above) is hereby endorsed by the County. To such end, the MSA shall continue to operate and maintain the WWTP in accordance with law and the terms of the Service Agreement.
2. The County Administrator and any other appropriate representative or agent of the County are each hereby authorized and directed to provide executed copies of this Resolution of Endorsement to the other Participants for their respective records in regard to the WWTP.
3. This Resolution of Endorsement shall be effective immediately.

March 23, 2009

Chairman, Board of Supervisors

Clerk, Board of Supervisors

Recorded Vote:

AYES: Comstock, Ford, Lewis
NAYES: Smith, Riegel
ABSNET: None

CSA Supplemental Request for Funding

CSA Fiscal Officer and Social Services Director Meredith Downey presented the Board with a supplemental funding request to be submitted to the state for a total of \$938,728 with the county's portion being \$197,327.53 reflecting the CSA Coordinator's anticipated cost for the current caseload of 80. The supplemental request would cover invoices incurred through June 2009 with an ending date for payment of September 30, 2009. Mrs. Downey also requested that any approved funds at the end of the Fiscal Year be carried over to complete payments by September 30. On a motion of Supervisor Comstock and seconded by Supervisor Ford, the Board voted as follows to authorize the County Administrator to execute the supplemental request for funding:

Recorded Vote:

AYES: Comstock, Ford, Smith, Lewis, Riegel

NAYES: None

ABSENT: None

Letter to Congressional Delegation Requesting Support for the United States Marine Corps Requirements for GPMS

The County had been informed that federal unfunded requirements for General Purpose Medium Shelter (GPMS) in the United States Marine Corps in the federal budget may adversely impact the business capacity and employment of people at Base-X Inc. and Power Systems International located in the County. To show support for business in the community, the Board on a motion of Supervisor Comstock, seconded by Supervisor Lewis voted to authorize the County Administrator to send a letter to the Congressional delegation requesting support for the United States Marine Corps requirements for GPMS.

Recorded Vote:

AYES: Comstock, Ford, Smith, Lewis, Riegel

NAYES: None

ABSENT: None

Announcement of Rockbridge Regional Sustainability Project – Phase One

County Administrator Claire Collins advised that the County took possession of the Natural Bridge High School on December 5, 2008. The Rockbridge Partnership had reported and presented to the Board a conceptual plan to consider creating an incubator in the high school building with a day care center. Following the presentation, the Board requested that the County request a planning grant to conduct the necessary feasibility study for creation of an implementation plan to secure external grant funding and establish partnerships for a sustainable incubator project. The County applied for a planning grant and was advised in a letter dated March 6, 2009 from the Virginia Department of Housing and Community Development that the state reserved \$3,000 in planning grant funding to reimburse the County for completion of specific activities by May 1, 2009. Activities to be completed are an initial public meeting, creation and meeting of a project management team to help the county develop a plan for completing the initial planning grant activities, an inventory and survey of other incubators in the region to include at a minimum, management team representatives meeting with staff from the Crossroads Institute, and inventory of small business training resources, a draft request for proposals for professional services to develop a feasibility study/business plan for the project and a second management team meeting to review all work completed and discuss plan of action.

Ms. Collins further advised that upon completion of these activities by May 1, the county will submit its report of activities to the state for review and acceptance to proceed and submit a planning grant proposal for further funding. To date, those

confirmed to serve on the management team are: Claire Collins, County Administrator, Tamra Cotrill of Dabney S. Lancaster Community College, Sam Crickenberger, Director of Planning and Zoning, David Dax, Community Representative, Robbie Faulkner, community Representative, Neal Lineberry, Workforce Investment Board, Connie Loughhead, President & CEO of Heatex, Sammy Moore, Chamber of Commerce, John Reynolds, School Superintendent, Bonnie Riedesel, Central Shenandoah Planning District Commission, and Robin Sullenberger, CEO of Shenandoah Valley Partnership and Workforce Investment Board. Ms. Collins commented that the initial public meeting may be held in conjunction with a Board meeting and requested that the public overview of the proposed project and input on it be received at the April 13, 2009 meeting at 6:00 p.m.

On a motion of Supervisor Smith, seconded by Supervisor Comstock, the Board voted for the initial public meeting to be held with public notice of such at the April 13, 2009 Board of Supervisors meeting at 6:00 p.m.

Recorded Vote:

AYES: Comstock, Ford, Smith, Lewis, Riegel
NAYES: None
ABSENT: None

Request for Funding County Share of Cost of Hydrant for Fire Training Facility

The Regional Fire and Rescue Committee at their March 17, 2009 meeting voted to request funding in the amount of \$2,000 shared between the Cities and County for a hydrant to be placed for the current fire training center in Buena Vista with the County's share being \$1,000. Supervisor Ford suggested that the County check with the Public Service Authority to determine if there may be a surplus hydrant that the PSA may offer to the County in lieu of funding or should a surplus hydrant not be feasible, the County offer paying an equal share with the cities for a hydrant. Supervisor Ford made a motion to request the County Administrator pursue the surplus hydrant from the Public Service Authority. The motion was seconded by Supervisor Comstock and unanimously approved by the Board.

Recorded Vote:

AYES: Comstock, Ford, Smith, Lewis, Riegel
NAYES: None
ABSENT: None

Discussion Item(s)

Staffing Options for Budget

The Board then discussed staff reductions as proposed in the draft of the budget primarily focusing on reductions in Constitutional Offices and directing staff to seek alternatives for sharing of staff and attrition related means to reduce personnel costs.

PSA Debt Service for Raphine Sewer Line

The Public Service Authority has requested that the county assume the debt for the Raphine sewer line with the Service Authority giving the county all capital revenues from new connections to offset the debt for the life of the bond. After much discussion, Supervisor Comstock made a motion, seconded by Supervisor Smith and approved to request the Service Authority explore all alternatives and options to minimize the impact on the County including discussions with the Department of Environmental Quality regarding extension of financing terms, availability fees and any other revenue sources.

Recorded Vote:

AYES: Comstock, Ford, Smith, Lewis, Riegel
NAYES: None
ABSENT: None

Potential Location of Solid Waste Collection Sites

Mr. Claytor reported that internally staff has met with the Zero Waste Committee to discuss the next potential site and has reviewed the potential of a site at Lowe's that does not meet the standards necessary to place a site. A potential site in lieu of Lowe's that staff is exploring is near the regional jail and tower site on Greenhouse Road. Board members will work with staff to come up with potential locations for seven or more sites that will be taken to the public for comment.

Courthouse Artwork Project

The County received a written plan from Mr. Bruce Macdonald for the Courthouse Artwork Project requesting a budget from the county in the amount of \$30,000. The Board took the plan and request under advisement.

Committee Reports

No committee reports were offered.

Discussion on Agriculture Center

Supervisor Smith commented on the need to develop an agriculture center similar to the one in Pittsylvania County that would house at one location all agriculture related services and entities. Supervisor Lewis commented that the agriculture agencies are ripe for a move. After much discussion, the Board designated Supervisor Smith as the Board's representative to work with Farm Bureau President Bernard Goodbar, the Extension Agent, a representative of Rockbridge Grown and a representative of the Virginia Horse Center to help to articulate what should be or could be steps for regional development of an agriculture center. Ms. Collins will contact all regarding their interest in serving.

Chessie Trail

Supervisor Ford commented on the future exchange of ownership of the Chessie Trail and the need to monitor to make sure that public access and use will be retained.

Consent Agenda

Ms. Collins advised the Board that adult probation has moved to the new Courthouse. Ms. Huffman recommended termination of the lease. On a motion of Supervisor Lewis and seconded by Supervisor Ford, the Board unanimously approved termination of the lease for adult probation.

Recorded Vote:

AYES: Comstock, Ford, Smith, Lewis, Riegel

NAYES: None

ABSENT: None

Adjourn / Continue

Chairman Riegel declared the meeting adjourned at 9:45 p.m.