

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY VIRGINIA, HELD IN THE BOARD ROOM OF THE COUNTY ADMINISTRATIVE OFFICE BUILDING, 150 SOUTH MAIN STREET LEXINGTON, VIRGINIA ON MONDAY, DECEMBER 14, 2009 AT 3:00 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, CHRIS SLAYDON, PENNI MCMICHAEL

Call to Order

Chairman Riegel called the meeting to order, Supervisor Lewis delivered the Invocation and led in the Pledge of Allegiance.

Item(s) to be Added to the Agenda

Supervisor Comstock added a brief discussion of an item concerning the Community Services Board and Supervisor Ford added discussion of a collection center issue that has been called to his attention.

Citizens' Comments

Chairman Riegel called for public comment but none was offered.

Upper James River RC&D Update

Ms. Tammy Stephenson, VA DEQ Senior Water Supply Planner, gave a brief PowerPoint presentation providing the Board with an update on the Upper James Resource Conservation and Recreation Council. The presentation highlighted the Council's mission statement, make-up, duties and goals. To clarify his original intent, Supervisor Lewis moved to nominate Mr. Jerry Jackson to serve as the County representative on the Upper James River RC&D Council and to recommend that Council consider Mr. Bernard Goodbar as the County At-Large representative. Supervisor Smith provided the second and the motion unanimously carried by the following roll call vote:

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

Blue Ridge Mass Appraisals Presentation

Mr. Dave Hickey, in PowerPoint form, delivered to the Board the educational information on general reassessment that will be presented to the community and civic organizations. Blue Ridge is also trying to establish a link to this information on the County's website. Mr. Hickey also distributed the press release relative to the County reassessment and asked the Board to contact either him or the project supervisor, Mr. Jonathan Larsen, for any questions that arise during the process.

Application by Boxerwood Education Association for Tax Exempt Status

Ms. Huffman explained the proposed Ordinance designating 6.276 acres (tax map #74B-A-20) and 1.594 acres (portion of tax map #74B-A-20A) of property owned by Boxerwood Education Association, Inc., as exempt from local real property taxation. She also noted Mr. Tony Russell was present to field questions from the Board. Chairman Riegel read a re-write of the proposed # 4 language which he offered for Board consideration. After some discussion, Supervisor Smith moved to adopt the Ordinance as proposed by Ms. Huffman and Supervisor Lewis provided the second. The motion carried by the following recorded vote:

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

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY,
VIRGINIA, HELD AT THE ROCKBRIDGE COUNTY ADMINISTRATIVE OFFICES ON MONDAY,
DECEMBER 14, 2009

ORDINANCE DESIGNATING 6.276 ACRES (TAX MAP #74B-A-20) AND
1.594 ACRES (PORTION OF TAX MAP #74B-A-20A) OF PROPERTY
OWNED BY BOXERWOOD EDUCATION ASSOCIATION,
INCORPORATED, AS EXEMPT FROM LOCAL REAL PROPERTY
TAXATION

WHEREAS, the Boxerwood Education Association, Incorporated (the "BEA"), is a Virginia non-profit corporation, organized to receive, maintain, and administer assets exclusively for charitable, scientific, and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, to inspire and educate people of all ages toward becoming successful and environmentally responsible stewards of the Earth, and to develop and administer year-round presentations, exhibits, and special events designed: (i) to reestablish a more fundamental relationship with one's self and nature; (ii) to create an awareness of the beauty, diversity, complexity and fragility of nature's systems, and (iii) to teach skills and abilities needed to be effective stewards of the Earth; and,

WHEREAS, the BEA is the owner of several parcels of land located at 963 Ross Road, Lexington, Virginia, in the Buffalo Magisterial District of the County of Rockbridge, Virginia, one containing 6.276 acres, more or less, and designated upon the Rockbridge County Land Records as Tax Map #74B-A-20 and another containing 1.794 acres, more or less, and designated upon the Land Records as Tax Map #74B-A-20A; and,

WHEREAS, the BEA has filed its Application for exemption from real estate taxes pursuant to §58.1-3651 of the Code of Virginia (1950, as amended); and,

WHEREAS, a public hearing was held on November 23, 2009, following publication of notice as provided in Va. Code §58.1-3651.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Rockbridge County, Virginia, as follows:

1. That the Boxerwood Educational Association, Incorporated, is hereby designated as a charitable and benevolent organization within the meaning of Article X, Section 6(a)(6) of the Constitution of Virginia.

2. That the real property owned by Boxerwood Educational Association, Incorporated, located at 963 Ross Road, Lexington, Virginia, in the Buffalo Magisterial District of Rockbridge County, and described as 6.276 acres, more or less, designated upon the Rockbridge County Land Records as Tax Map # 74B-A-20, and used by that corporation for its charitable and benevolent purposes on a nonprofit basis as set forth in paragraph 1 above, is hereby determined to be exempt from local real property taxation.

3. That the real property owned by Boxerwood Educational Association, Incorporated, located at 963 Ross Road, Lexington, Virginia, in the Buffalo Magisterial District of Rockbridge County, and described as 1.594 acres, more or less, being a portion of a 1.794-acre parcel designated upon the Rockbridge County Land Records as Tax Map #74B-A-20A, and used by that corporation for its charitable and benevolent purposes on a nonprofit basis as set forth in paragraph 1 above and for public park or playground purposes, is hereby determined to be exempt from local real property taxation. The residence and any structural improvements thereon are excluded from this exemption designation.

4. The designated exemptions provided in this ordinance shall be conditioned upon continuing cooperation with the Rockbridge County School system and educational programming at Boxerwood that meets the standards of learning requirements, or other mandatory educational requirements, of the County public schools.

5. This Ordinance shall be effective as of the 1st day of January, 2010.

Adopted this 14th day of December, 2009.

Recorded Vote:

Ayes: Smith, Lewis, Comstock, Ford

Nays: Riegel

Absent: None

Acceptance of Orchardvale Way and Pear Blossom Lane by VDOT

Ms. Huffman spoke to this agenda item. She noted the developer of Orchard Place is the owner of the right-of-way for Orchardvale Way and Pear Blossom Lane, and has requested that these private roads be taken into state secondary road system. The developer/owner has executed a Deed of Dedication to the County for the road right-of-way. Ms. Huffman stated VDOT has made the necessary inspections and has advised that the roads meet VDOT standards and are ready for acceptance. She clarified if the Board is amenable, two actions were required. Supervisor Smith voiced his concern about requesting VDOT to accept more roads into the secondary system of state highways when there are insufficient funds for those already in the system. Supervisor Comstock moved to adopt the Resolution authorizing acceptance of the Deed of Dedication and Supervisor Smith provided the second. The motion carried by the following unanimous roll call vote:

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

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY,
VIRGINIA, HELD AT THE ROCKBRIDGE COUNTY ADMINISTRATION CENTER, MONDAY,
DECEMBER 14, 2009

RESOLUTION AUTHORIZING ACQUISITION AND ACCEPTANCE OF THE
DONATION OF RIGHT-OF-WAY, 50' IN WIDTH, FOR ORCHARDVALE WAY AND
PEAR BLOSSOM LANE, AS SHOWN ON THE PLAT SHOWING RIGHT-OF-WAY
DEDICATION FOR VIRGINIA GOLD ORCHARD, INC., "ORCHARD PLACE" IN THE
BUFFALO MAGISTERIAL DISTRICT

WHEREAS, the subdivision plat for Orchard Place, recorded in the Clerk's Office of the Circuit
Court of Rockbridge County in Plat Cabinet 3, at Slide 543, created Orchardvale Way and Pear
Blossom Lane as private roads; and,

WHEREAS, the developer, Virginia Gold Orchard, Inc., of Orchard Place is the owner of the
right-of-way for Orchardvale Way and Pear Blossom Lane, and has requested that these private
roads be taken into the state secondary road system; and,

WHEREAS, the developer/owner has executed a Deed of Dedication, dated November 13,
2009, to the County of Rockbridge, Virginia, to dedicate all of its right, title and interest in said road to
public use; and,

WHEREAS, the acceptance of said roads requires approval of the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Rockbridge County,
Virginia, as follows:

1. That the acceptance of the right-of-way for the roads known as Orchardvale Way and
Pear Blossom Lane, being shown as fifty feet (50') in width and designated as "50' PUBLIC R/W –
Orchardvale Way (2.43 AC)" and "Pear Blossom Lane (1.32 AC) – 50' PUBLIC R/W" on the 'Plat
Showing Right-of-Way Dedication for Virginia Gold Orchard, Inc., "ORCHARD PLACE"' dated

November 5, 2009, made by Perkins & Orrison, to be recorded in the aforesaid Clerk's Office, be and hereby is authorized and approved.

2. That the County Administrator is authorized to execute the Deed of Dedication to accept the dedication of Orchardvale Way and Pear Blossom Lane, and to execute such other documents and take such other actions as may be necessary, on behalf of the Board of Supervisors of Rockbridge County, to accomplish the acquisition and acceptance of this road right-of-way and acceptance of said roads into the state secondary road system, all of which shall be approved as to form by the County Attorney.

3. That this ordinance shall be effective on and from the date of its adoption.

Adopted this 14th day of December, 2009.

Recorded Vote:

AYES: Comstock, Smith, Ford, Lewis, Riegel

NAYES: None

ABSENT: None

Supervisor Smith moved to adopt the Resolution to request VDOT accept said roads into the secondary system of state highways and Supervisor Ford provided the second. The motion carried by the following unanimous roll call vote:

AYES: Comstock, Smith, Ford, Lewis, Riegel

NAYS: None

ABSENT: None

The Board of Supervisors of Rockbridge County, in regular meeting on the 14th day of December, 2009, adopted the following:

RESOLUTION

WHEREAS, the street(s) described on the attached Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Rockbridge County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the attached Additions Form SR-5(A) to the secondary system of state highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

Name of Street: Orchardvale Way
From: Route 11
Guaranteed Right-of-way Width 50' (feet)

Length: .41 Miles
To: .41 Miles West of Route 11

Name of Street: Pear Blossom Lane
From: Route 1078 (Orchardvale Way)
Guaranteed Right-of-way Width 50' (feet)

Length: .18 Miles
To: Cul-de-Sac

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Adopted this 14th day of December, 2009.

Recorded Vote
Moved By: Smith
Seconded By: Ford
Yeas: Smith, Ford, Comstock, Lewis, Riegel
Nays: None

In the County of Rockbridge

By resolution of the governing body adopted December 14, 2009

The following VDOT Form AM-4.3 is hereby attached and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

A Copy Testee Signed (County Official): _____

Report of Changes in the Secondary System of State Highways

Project/Subdivision **Orchard Place**

Type Change to the Secondary System of State Highways: **Addition**

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: **New subdivision street**

Pursuant to Code of Virginia Statute: **§33.1-229**

Street Name and/or Route Number

▶ **Orchardvale Way, State Route Number 1078**

Old Route Number: 0

- From: Route 11
To: .41 miles West of Route 11, a distance of: 0.41 miles.
Right of Way width (feet) = 50

▶ **Pear Blossom Lane, State Route Number 1079**

Old Route Number: 0

- From: Rte. 1078
To: Cul-de-Sac, a distance of: 0.18 miles.
Right of Way width (feet) = 50

Special Recognition of Citizens' Names on Shrine Memorial

Ms. Collins explained the request from the Virginia War Memorial Educational Foundation. The Board concurred with Ms. Collins suggestion to place the list on the County's website.

Financial Report

Mr. Claytor reported on the ongoing activities in the offices of the Treasurer and the Commissioner of Revenue. He then updated the Board on the financial status of the County. Mr. Claytor explained the proposed School Board Appropriation Resolution. Supervisor Lewis moved to adopt the School Board Appropriation Resolution and Supervisor Ford provided the second. The motion carried by a unanimous roll call vote.

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY, VIRGINIA, HELD AT THE COUNTY ADMINISTRATIVE BUILDING, 150 SOUTH MAIN STREET, LEXINGTON, VIRGINIA, ON MONDAY, DECEMBER 14, 2009 AT 3:00 P.M.

On motion by Supervisor Lewis, seconded by Supervisor Ford, the Board, by record vote adopted the following appropriation resolutions:

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriations is, and the same hereby is made, for the period ending **June 30, 2010** in the **SCHOOL FUND** and expended as follows:

Title III A 2009

4-050-61100-6013-910-100-776 Materials & Supplies.....	\$947.14
Total	\$947.14

Title III Part A 2008

4-050-61100-6013-910-100-755 Materials & Supplies.....	\$88.30
Total	\$88.30

TOTAL APPROPRIATIONS	\$1,035.44
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RECORDED VOTE:

AYES: Lewis, Ford, Comstock, Smith, Riegel

NAYS: None

ABSENT DURING VOTE: None

ABSENT DURING MEETING: None

Mr. Claytor presented the proposed County Appropriation Resolution and fielded questions the Board had relative to the monthly bills. Supervisor Smith moved to adopt the County Appropriation Resolution and to authorize payment of bills. Supervisor Comstock provided the second. Supervisor Lewis gave his reason for abstaining from the vote. The motion carried.

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY, VIRGINIA, HELD AT THE COUNTY ADMINISTRATIVE BUILDING, 150 SOUTH MAIN

STREET, LEXINGTON, VIRGINIA, ON MONDAY DECEMBER 14 AT 3:00 P.M.

On motion by Supervisor Smith, seconded by Supervisor Comstock, the Board, by record vote adopted the following appropriation resolutions and payment of bills for the month as follows:

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriation/s is, and the same hereby is made, for the period ending **June 30, 2010**, from the UNAPPROPRIATED SURPLUS of the **GENERAL FUND** and expended as follows:

4-11-22010-3015 Contracted Services (CA Grant).....	\$458.00
4-11-31020-7005 Police Eqpt. (Dept of Justice Grant)....	\$3,628.00
4-11-32080-3002 Emergency Services Grant.....	\$43,800.00
4-11-43045-3404 Repairs Bldg & Grounds NB.....	\$957.00
4-11-43045-5101 Electricity.....	\$1,635.00
4-11-53010-3901 Fees (Public Defender).....	\$300.00
4-11-82020-5603 Cont. Debt Rt.60/BV Project.....	\$34,462.00
4-11-92010-5803 Auto Tag Refunds	\$32.00
Total Appropriations General Fund	\$85,272.00

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriation/s is, and the same hereby is made, for the period ending **June 30, 2010**, from the UNAPPROPRIATED SURPLUS of the **SOLID WASTE FUND (Fund 19)** and expended as follows:

4-19-19040-3002 Professional Services	\$2,806.00
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APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriation/s is, and the same hereby is made, for the period ending **June 30, 2010**, from the UNAPPROPRIATED SURPLUS of the **SOLID WASTE FUND (Fund 20)** and expended as follows:

4-20-42080-2011 Worker's Compensation Ins.	\$4,683.00
4-20-42080-7002 Construction Convenience Center.....	\$5,730.00
Total Appropriations Solid Waste Fund	\$10,413.00

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriation/s is, and the same hereby is made, for the period ending **June 30, 2010**, from the UNAPPROPRIATED SURPLUS of the **COURTHOUSE CONSTRUCTION FUND (Fund 72)** and expended as follows:

4-72-80030-6001 Contingency\$12,125.00

Total Appropriations All Funds.....\$110,616.00

Current County

General Fund.....\$773,413.69

SWA/Landfill.....\$31,846.81

SWA/Recycling.....\$14,646.94

Courthouse Construction.....\$12,125.00

Central Stores.....\$2,422.23

Total County Bills **\$834,454.67**

Current Fiscal Agent

Regional Jail.....\$44,755.46

CSA Administration.....\$1,017.05

Total Fiscal Agent **\$45,772.51**

TOTAL ALL BILLS **\$880,227.18**

RECORDED VOTE:

AYES: Smith, Comstock, Ford, Lewis, Riegel

NAYS: None

ABSENT DURING VOTE: None

ABSENT DURING MEETING: None

Request of Town of Goshen regarding Goshen Water Project

Ms. Bonnie Riedesel, CSPDC Director, gave the background of the water project and identified the funding sources obtained/ rewarded to date. She elaborated in detail why the Town of Goshen could not close on this project. It was stressed that the requirements of receiving the stimulus funds set a deadline for the next day for the Town of Goshen. After having conversed with Virginia Resource Authority (VRA) representatives, Ms. Collins outlined a potential solution to the shortfall of funds for the project. Mr. Justin Thompson, Goshen Town Councilman and member of Goshen Water Management Team, spoke to the request from the Town. After much Board discussion and deliberation, Supervisor Lewis moved that the County invest up to \$250,000 in a form required and acceptable to the lending institution to further the Goshen Water Improvement Project. Supervisor Smith provided the second and the motion carried by the following roll call vote:

AYES: Comstock, Smith, Ford, Lewis, Riegel

NAYS: None

ABSENT: None

County Lease of Green Box Site on South River Road from Dennis J. Beverly & James E. Beverly

Ms. Huffman spoke to this agenda item. After a short Board discussion, Supervisor Comstock moved to adopt the proposed Resolution, with revision, and Supervisor Smith provided the second. The motion carried by unanimous vote.

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY,
VIRGINIA, HELD AT THE ROCKBRIDGE COUNTY ADMINISTRATIVE OFFICES ON MONDAY,
DECEMBER 14, 2009

**RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH
DENNIS J. BEVERLY AND JAMES E. BEVERLY FOR A GREEN BOX SITE ON
PROPERTY ALONG SOUTH RIVER ROAD (TAX MAP NO. 64-A-16 IN THE SOUTH
RIVER MAGISTERIAL DISTRICT**

WHEREAS, by Lease Agreement dated March 6, 2000, between Beverly Brothers & Sons Logging and the County of Rockbridge, Virginia, the County leased a 14-acre, more or less, parcel of land on the southwest side of Route 608 (South River Road), southwest of Riverside at the site commonly known as the swinging bridge, for use by the County as a dumpster site; and,

WHEREAS, the term of the agreement was for a period of five (5) years at an annual rental of \$800, payable in two (2) equal installments within thirty (30) days of the first day of January and July of each year; and,

WHEREAS, the agreement expired at the end of 2005 and has been extended to date by mutual agreement of the parties; and,

WHEREAS, the property owners, Dennis J. Beverly and James E. Beverly, have submitted a request for an increase in rent to \$1500 per year, effective January 1, 2010; and,

WHEREAS, after exploring alternative sites, staff has determined that the current location is the most convenient and preferred Green Box (dumpster) site for this area of the South River Magisterial District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY, VIRGINIA, as follows:

1. That a lease agreement with Dennis J. Beverly and James E. Beverly for rental of a green box site on the 14-acre parcel of land on the southwest side of South River Road, southwest of Riverside, designated on the Rockbridge County Land Records as Tax Map No. 64-A-16, for a period of two (2) years at an annual rental of \$1500, payable in two (2) equal installments within thirty (30) days of the first day of January and July of each year, and which may be terminated by the County upon six (6) months notice at any time during the term of the lease, is hereby authorized and approved.

2. That the rent payment shall be paid from the County's General Fund, Account Number 4-11-42030-8001, subject to payment approval by the Board of Supervisors.

3. That the County Administrator is authorized to execute the lease agreement on behalf of the Board of Supervisors of Rockbridge County and to execute such other documents and take such further actions as are necessary to accomplish this transaction, all of which shall be upon form approved by the County Attorney.

4. That this resolution shall be effective upon and from the date of its adoption.

Adopted this 14th day of December, 2009.

Recorded Vote:

Ayes: Comstock, Smith, Ford, Lewis, Riegel

Nays: None

Absent: None

Committee / Board Activity Reports

Regional Jail Committee

Supervisor Comstock provided details to the information which the Board received in their packets. He announced the Jail Committee unanimously voted to recommend scaled down version of the jail expansion be considered by the localities. John Higgins, Jail Superintendent, and Jon Ellestad, Lexington City Manager, were in attendance to field questions from the Board. Following Board deliberation and discussion, Supervisor Comstock moved to endorse the smaller expansion plan as outlined by Mosley Architects and to recommend the other localities take the same action. Supervisor Smith provided the second and the motion carried by the following vote:

AYES: Comstock, Smith, Lewis

NAYS: Ford, Riegel

ABSENT: None

Agricultural Center Committee

Supervisor Smith stated certain components of the proposed agricultural center are being factored into the sustainability study of the old NBHS being prepared by Virginia Tech. The committee will continue to work with The Virginia Horse Center on the remaining components.

Central Shenandoah Planning District Commission

Supervisor Lewis called attention to the Shenandoah Valley Project Impact 2010 Calendar and encouraged use of such. The Commission has not met since the last Board meeting.

Economic Development

Ms. Collins highlighted the efforts ongoing with the State and Shenandoah Valley Partnership relative to economic development advancements. She announced the SVP will be partnering with James Madison University and community colleges including Dabney S. Lancaster Community College to enhance workforce development in the area of energy and has applied for grant funding. Dabney will be offering classes for wind turbine technician certification.

Emergency Water Supply / Moore’s Creek Committee

Chairman Riegel reported that representatives from Buena Vista attended the last committee meeting and would like to be included in future discussions. The committee will explore ground water as a potential emergency source.

Fire and Rescue Committee

Supervisor Ford reported the City Council of Buena Vista will vote Thursday on the Concurrent Resolution establishing a Fire & Rescue Commission. He reported most of the discussion centered on a request for proposal to establish uniform fee for services.

Natural Bridge Gym

Chairman Riegel reported the Committee continues to have problems with the roof leaking and providing heat to the facility. He also indicated the by-laws for the committee should come to the Board for approval in the near future.

Rockbridge Area Community Services Board

Supervisor Comstock moved to appoint Mr. James Cook to the CSB and Supervisor Ford provided the second. The motion carried by unanimous vote.

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

Rockbridge Area Network Authority

Chairman Riegel noted the Authority will meeting in January.

New Collection Site Issue

Supervisor Ford stressed his concern that the lights for the new center are still not in place. Staff will take necessary steps to expedite the installation.

Consent Agenda

Approval of Minutes

Minor amendments to the minutes of the November 9th and November 23rd meeting were offered.

Reschedule Joint Meeting with School Board

The Board will hold a joint meeting with School Board on January 20th

Supervisor Lewis moved to adopt the Consent Agenda as amended and Supervisor Comstock provided the second. The motion carried by unanimous vote.

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

Closed Session

Supervisor Lewis moved the Board of Supervisors convene in closed session to discuss 1) as permitted by Virginia Code § 2.2-3711(A)(1) a personnel matter involving discussion of Early Retirement Incentive Program as it relates to specific employees and 2) as permitted by Virginia Code § 2.2-3711(A)(6), discussion or consideration of a matter involving the investment of public funds where competition or bargaining is involved, and where, if made public initially, the financial interest of the governmental unit would be adversely affected, namely RRR SW Negotiations. Supervisor Ford provided the second and the motion carried by unanimous vote.

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

Reconvene in Open Session

Supervisor Smith moved to reconvene in open session, Supervisor Ford provided the second, and the motion carried by the following vote.

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

Supervisor Ford motioned that the Board only discussed items announced in closed meeting, Supervisor Smith seconded, and the motion carried by unanimous vote.

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

Supervisor Ford moved to adopt the ERIP and to implement by December 28th. Supervisor Smith provided the second and the motion carried by unanimous vote.

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

Supervisor Smith moved to direct Negotiating Team to advise RRR of need for satisfactory responses to points necessary for contract by January 7, 2010, or the Board will suspend negotiations and explore other options. Supervisor Lewis provided the second and the motion carried.

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

In response to a request from PSA, Supervisor Smith moved to request PSA to proceed with implementation of time payments for connection fees. Supervisor Ford provided the second and the motion carried by unanimous vote.

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

Adjourn / Continue

Hearing no further discussion, the meeting was adjourned.