

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, FEBRUARY 22, 2010 AT 6:00 P.M.

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

Call to Order

Chairman Lewis called the meeting to order.

Item(s) to be Added to the Agenda, if any

Supervisor Riegel added consideration of a funding request from Rockbridge Area Network Authority (RANA). Supervisor Ford added a report on his visit to Richmond on February 11th.

Citizens' Comments

Ms. Patte Wood, Walkers Creek resident, opined the signage at the Greenhouse Road collection center is not adequate. She suggested the signage be modified because there is a misconception amongst many citizens that the center only accepts recyclable items.

Natural Bridge Gym Steering Committee Report

Committee members Ricky Siler, Rebecca Chittum and Greg McDaniel presented the report and fielded question from the Board. The main topic of discussion was the separation of the electrical and gas metering from the old high school and the costs involved. A concern was raised by Supervisor Ford about the Committee failing to get prior County approval for expenditures of funds and he used the bill from Johnson Controls as an example. After a short discussion, Supervisor Comstock moved to authorize staff to move ahead with the separate electrical meter installation and to also follow through by using the lowest quote for the separate gas metering. Supervisor Smith provided the second and the motion carried by the following 4-1 roll call vote:

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

The establishment of a fee schedule, the Committee's By-Laws and the schedule of events planned were other topics of discussion. Supervisor Riegel asked the Committee to provide a list of the events that could not be held due to lack of volunteers.

Subdivision Approval

Saddlebrook Ridge, Section III – Final Review

Mr. Crickenberger explained the submitted final plans to develop eleven single family lots in the area that was recently rezoned to R-2. All lots will be served by public water and sewer. The PSA, VDOT, School Board and Emergency Services have reviewed the plans. The Planning Commission has recommended approval of this application. Mr. Brasil Hamrick Jr., landowner and applicant, stated currently there was a larger market for single family dwellings than townhouses. Supervisor Smith questioned what the price range would be and Mr. Hamrick responded \$150,000 - \$200,000. Supervisor Ford moved to approve the eleven lot subdivision and Supervisor Smith provided the second. The motion carried by unanimous vote.

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

Proposed Right-of-Way Abandonment / Re-Alignment

Village Way in Greenhouse Village Subdivision – Discussion

Mr. Crickenberger explained the road at Greenhouse Village is proposed to be re-aligned in relation to a revised lot layout and a portion of an earlier dedicated right-of-way needs to be abandoned to support this revised alignment. He asked the Board to consider scheduling a public hearing at its scheduled meeting for March 22nd to receive public comment on this matter. Supervisor Ford moved to schedule the public hearing and Supervisor Comstock provided the second. The motion carried by unanimous vote.

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

Discussion on Regional Jail

Ms. Collins asked that the Board discuss and consider the Regional Jail Negotiating Committee's list of issues and consensus solutions to each of these issues for creating a new regional jail authority to replace the present commission. The Board spent considerable time going over each issue and provided staff with directive for responding to the two cities and working with them on a draft agreement.

Discussion of Noise Ordinance

Ms. Huffman explained the two drafts of a revised Noise Ordinance which had been provided in their agenda packets. She went over in detail the differences in the drafts and what challenges each draft presented. Ms. Huffman recommended that the Board need only focus on and regulate those categories of noise that are a problem in this County. The Board discussed at length the pros and cons of establishing a procedure for noise permits. Supervisor Ford suggested prohibiting loud noise after 11:00 p.m. on weekdays and midnight on weekends. Based on Board feedback, Ms Huffman will bring back a final draft for public hearing.

Consent Agenda

Central Shenandoah Planning District Commission Nomination

Supervisor Smith nominated Supervisor Lewis to stand for election to the Central Shenandoah Planning District Commission's Executive Committee. Hearing nothing further, the nominations were closed.

Approval of Minutes

A few minor corrections were offered to the February 8th draft minutes.

Supervisor Smith moved to approve the consent agenda as amended and Supervisor Comstock provided the second. The motion carried by unanimous vote.

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

RANA Request for Funding

Supervisor Riegel stated RANA is requesting funding in order to retain Design Nine to assist with "Round Two" of the stimulus fund application. Supervisor Comstock opined this item should have been placed on the agenda which was publicized. Supervisor Riegel moved to authorize payment of \$2,350.00 to RANA and Supervisor Ford provided the second. Discussion ensued on steps that could be taken to assist RANA in being awarded a grant in the second round. Supervisor Ford suggested adding a documentation of need, as opposed to support for the concept and more emphasis being placed on possible partnerships. The motion carried by a unanimous roll call vote.

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

Report on VACo Legislative Day

Supervisor Ford reported he attended the event on February 11th and met with Mayors and other council members of the legislature and expressed to them concerns about the pending budget.

Adjourn and Call to Order Solid Waste Authority Meeting

Supervisor Comstock moved to adjourn the meeting, Supervisor Ford provided the second and the meeting adjourned at 7:50 p.m.

The Board took a ten minute recess.

The **Solid Waste Authority** meeting was called to order at 8:00 p.m.

Ms. Collins presented an overview on process and negotiations with RRR. She continued by providing a timeline of the meetings starting when RRR was invited to negotiate with the County on March 14, 2009 until present day.

After a very lengthy discussion, Supervisor Comstock moved to direct staff to deliver a notice to RRR that the drop dead date for letter of interest is end of work day Tuesday March 2nd on short haul and recycling services and if positive response to suggest date for next negotiation meeting. Supervisor Riegel provided the second and the motion carried by 3-2 vote.

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

The Solid Waste Authority meeting adjourned at 9:05 p.m. and the Board of Supervisor reconvened.

Supervisor Comstock moved to make public the cost comparison data for analyzing County cost versus RRR cost. Chairman Lewis relinquished the Chair and provided the second. Supervisor Ford stated the County deserves to know the cities solid waste numbers. The motion carried by a 4-1 vote.

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

Directly following the vote the meeting was continued until March 3rd @ 6:00 p.m. in the Board Room for a Budget Work Session. The purpose of the work session is an overview of requests and revenues.