

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 NOVEMBER 8, 2010 AT 9:00 A.M.

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

Call to Order

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

Item(s) to be Added to Agenda

There were no items added to the agenda.

Citizens' Comments

The Chairman called for public comment but none was offered.

Schedule Public Hearing on Sale of Robert E. Lee Parking Area

Ms. Huffman presented the Robert E. Lee Parking area proposal. She noted she had individually briefed the members of another proposal the County had recently received from another developer which proposed different financing terms. A long discussion ensued on the terms of the sale with Ms. Huffman fielding questions and providing clarifications on the two financing proposals for Board consideration. Supervisor Comstock moved to direct Ms. Huffman to determine if the City is amenable to the term of a five year lease of the parking area and a balloon payment of \$70,000 at the end of the lease before the Board schedules a public hearing on this issue. Supervisor Riegel provided the second and the motion carried by a 3-2 roll call vote.

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

Emergency Medical Services Billing Contract

Ms. Huffman briefed the Board on the proposed contract and highlighted the changes that were made to the first draft based on Board feedback. After discussion, Supervisor Ford moved to adopt the Resolution to approve the revenue recovery contract (as amended) between the County and EMS Management & Consultants for ambulance transport billing for Fire and Rescue Services. Supervisor Smith provided the second and the motion carried unanimously by a roll call vote.

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

(Copy of Resolution can be found in the office of the Clerk to the Board)

Recommendation from IDA on County Owned Industrial Zoned Properties

Item was discussed later in the meeting.

Budget Priorities

Item was discussed later in the meeting.

Solid Waste Authority Meeting

The Authority meeting convened at 9:30 a.m.

Report on Solid Waste Collection Sites

Mr. Claytor gave the report to the Board of the findings of the October 28th meeting whose purpose was to review collection site location considerations and conclusions. Supervisor Smith suggested another potential site at the intersection of Route 11 and Possum Hollow for committee consideration because it was his understanding the property is for sale. Supervisor Comstock stated his desire to have a year to year comparison of recyclables. Supervisor Ford prompted a brief discussion on business recyclables received at the collection sites.

Ms. Collins discussed the outcome of the meeting she and Mr. Claytor had with the partners of the Augusta County landfill. She clarified Mr. Pat Coffield, Augusta County Administrator, who introduced the possibly, thus prompting the County to send a letter expressing a letter of interest to further discuss the possibility of a collaboration relative to solid waste disposal. It was noted the owners of landfill were most interested in short term acceptance or on an emergency situation and were also concerned about taking trash from outside their area.

The Authority adjourned its meeting at 10:20 a.m. and the Board meeting reconvened.

Recommendation from County IDA on County Owned Industrial Zoned Properties

As outlined in the Board's packet the IDA voted to ask the County for the transfer of ownership of the Bowling Alley, Greenhouse Road and former Natural Bridge High School properties with the stipulation that the County would have the right of first refusal for the Bowling property. Ms. Collins relayed staff's recommendation to maintain County ownership of the properties listed. Mr. Crickenberger, not divulging specific clientele information, stated there is current interest in the residual bowling alley property. Supervisor Smith moved to decline the IDA offer, seconded by Supervisor Comstock and the motion carried by a unanimous roll call vote.

AYES: Smith, Comstock, Ford, Riegel, Lewis

NAYES: None

ABSENT: None

Supervisor Comstock commented there appears to be some confusion in the marketplace concerning who to broach (the County IDA or the County) on potential economic development projects in the County. After focusing primarily on the County IDA's plan to sell the Raphine Industrial Park site to an individual developer while County staff had also been working with prospects interested in the site, the Board made a public statement to the IDA about its concern about conflicting economic development efforts. The Board directed staff to follow up to determine if the purchaser of the Raphine site is willing to postpone efforts and discuss possibilities for partnerships

Financial Report

School Request to approve application for American Recovery and Reinvestment Act of 2009

Mr. John Reynolds, County School Superintendent, gave the status report on the middle schools study and stressed he felt uncomfortable with this request because there remain important decisions that still need to be made by both the School Board and the Board of Supervisors. He told the Supervisors his purpose was to be given the authority to submit an application in order to adhere to the November 19th deadline. Mr. Reynolds stressed any plan would require the approval of the Board of Supervisors. Supervisor Ford moved to authorize submission of the application by the County Public Schools to the Virginia Department of Education for Qualified School Construction bonds in the amount of \$15,000,000. Supervisor Smith provided the second and the motion carried by unanimous vote.

AYES: Ford, Smith, Riegel, Comstock, Lewis

NAYES: None

ABSENT: None

**** Note the rest of the Financial Report will be discussed later in the meeting**

Budget Priorities

Mr. Claytor noted the draft funding priorities for FY11-12 and noted he had also included in the Board packet procedural/ information on zero-based budgeting so the Board can formulate direction for such if so desired. The Board discussed this type of budget planning at length. Supervisor Riegel noted the concept of zero-based budgeting is a good one but may not be appropriate widespread for the upcoming fiscal year planning; although he does not want the concept to be lost. He added what the County has done is to scale back to skeleton crews. Supervisor Riegel opined he would like to ask one or two departments to submit a budget based on the zero based concept. Mr. Crickenberger commented that he zero based his budget two years ago and since then has reduced it each year; although his department has taken on additional programs with the reorganization of his department. Supervisor Riegel suggested asking the Planning and Zoning Department as well as the Building department to serve as models in the zero based budget process. Supervisor Ford stated, as a government, the County is doing more for less operating with limited staff. **Continued discussion held later in the meeting.**

Committee Reports

RANA

Report heard later in the meeting.

Regional Sustainability Center Management Team

Ms. Collins reported the management team met on October 26th and is in the process of determining what day of the week of November 22nd will suit to meet with and show the building to a Lynchburg contract manufacturer. It was noted the Shenandoah Valley Partnership played a significant role in generating interest of the property and relaying the information to Ms. Collins.

Regional Jail Commission

Report heard later in the meeting.

Central Communications Management Board

Ms. Collins summarized the discussion topics of the most recent meeting of the Board. She noted a revised request for proposal seeking services to determine the cost of the Central Communications/Narrow banding project needs assessment will soon be issued and the Board will research/consider grants to pay for such. Ms. Collins stated the South E-911 communication tower remains an issue of concern because Glasgow is still not receiving calls as they should. She also reported the topic of whether Central Dispatch is safe at its current location was discussed due to the building being listed (by the City of Buena Vista) as collateral on a loan currently in default.

Regional Public Transit

Ms. Collins informed the Board, based on the proposals received from the request for proposals, the Committee short listed two plans and decided to begin negotiations of a contract. It was later learned that the Committee can transfer negotiations to either proposer. Ms. Collins clarified the operating service awarded the contract would be responsible for the program.

Continued discussion of Funding Priorities for FY11-12 Budget

The Board offered amendments to the draft document and Mr. Claytor provided clarifications/rationale for the order of the listing. Supervisor Smith questioned the effect on the libraries since funding of them would not be a priority for the upcoming fiscal year budget. Mr. Claytor reported on the information he obtained when he contacted the State Library Board. Supervisor Riegel expressed his hope that the Library trustees will seize the opportunity to get things under control. He also questioned whether possible funding of economic initiatives should be ranked as high as number two on the funding priorities. Chairman Lewis responded it was added because of the need to focus on job creation for area citizens. Mr. Crickenberger offered the suggestion that the Board consider changing the language from “funding” to “supporting” economic development issues. Hearing no further comments, Supervisor Smith moved to adopt the funding priorities for FY11/12 Budget as amended; Supervisor Riegel provided the second and the motion carried by unanimous vote.

AYES: Smith, Riegel, Ford, Comstock, Lewis

NAYES: None

ABSENT: None

Continuation of Financial Report

Mr. Claytor reported on the ongoing activities for the month in the Commissioner of the Revenues’ Office. He called special attention to the status of the County Reassessment process. Mr. Claytor gave the Board an update on the County’s financial status to date by explaining the using a chart comparing estimated versus actual revenue and expenses.

After the Board received answers/clarifications on certain bills from Mr. Claytor, Supervisor Riegel moved to adopt the proposed County Appropriation Resolution and to authorize payment of County bills. Supervisor Ford provided the second and the motion carried by a unanimous roll call vote.

AYES: Riegel, Ford, Smith, Comstock, Lewis

NAYES: None

ABSENT: None

A copy of the adopted County Appropriation Resolution is on file in the Office of Clerk to the Board of Supervisors.

Continuation of Committee Reports

RANA

Supervisor Riegel noted that the Authority is: 1) developing a contract with Design Nine for management services; 2) meeting later in the day to review Washington and Lee University’s draft for the design/build phase of the data center; 3) working on the environmental assessment (with the Central Shenandoah Planning District Commission’s assistance) to be completed by January 31, 2011; and 4) anticipating construction to begin in February. The Board briefly discussed the public/community education campaign that will also be launched.

Regional Jail Commission

Supervisor Ford reported the Commission is still awaiting an opinion from the Attorney General on the required number of representatives each locality is permitted to appoint.

Discussion of Elimination of County Decals

Ms. Huffman added this item because she needed directive from the Board on whether to proceed on this matter. After some Board debate on the pros and cons of the issue, Supervisor Smith moved to proceed to initiate a permanent decal program. Supervisor Riegel expressed his

concern there were questions to which the County did not have answers; noting one example being what this program would cost the County. Chairman Lewis relinquished his duty as Chair and provided the second. The motion was denied by a 3-2 show of hands vote.

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

Staff was directed to gather the costs associated with implementing a permanent decal program and compare the costs of having a yearly decal program. Staff will report back to the Board with its findings.

Appointment of Member to County Planning Commission

It was noted Mr. Clarence Martin had expressed his desire to not be considered to serve another term on the Planning Commission. Supervisor Riegel moved to nominate Mr. Tommy Black for appointment to the Planning Commission and Supervisor Ford provided the second. Hearing no other nominations, the Chairman called for the vote and the motion carried by a unanimous vote

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

Supervisor Riegel read a Resolution of Appreciation honoring Mr. Martin for his service on the Planning Commission. He moved to adopt the Resolution of Appreciation; Supervisor Smith provided the second and the motion carried by a unanimous vote.

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

A copy of the Resolution of Appreciation is on file in the Office of Clerk to the Board of Supervisors.

Appointment of Two Members to Rockbridge Area Community Services Board

Supervisor Ford moved to reappoint Mr. Comstock and Ms. McKissick to the RACSB; Supervisor Smith provided the second and the motion carried by a unanimous vote.

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

Appointment of Member to County Building Code of Appeals

This Board was not prepared to act on this item; therefore, it will be placed on the agenda of the next regularly scheduled meeting on November 22nd.

Adjourn

There being no further business the meeting was adjourned at 12:35 p.m.