

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 22, 2010 AT 6:00 P.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, CHRIS SLAYDON, 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

Mr. Frank "Pat" Patterson spoke on behalf of the Rockbridge County Awareness (RCA) group, as its President, expressing objection to sale of the Raphine property and alleged loss of the slaughterhouse project.

Ms. Katherine Truitt, Agricultural Advisory Committee member, explained to the Board that certain Committee members have expressed interest in forming an independent citizens group focusing on the broader issues that evolved from Committee discussions.

Resolution for Wayfinding Signage System Enhancement Grant

Mr. Crickenberger and Director of Tourism, Ms. Jean Clark presented the proposed resolution and fielded questions from the Board. Supervisor Comstock moved to adopt the Resolution Endorsing the Buena Vista, Lexington and Rockbridge Area Wayfinding Signage Project Transportation Enhancement Program Grant Application. Supervisor Ford provided the second and the motion carried by unanimous roll call vote.

AYES: Comstock, Ford, Smith, Riegel, Lewis

NAYES: None

ABSENT: None

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

Request to Support Enhancement Grant for Chessie Trail Project

Mr. Crickenberger presented the details of the funding request and explained the project. Supervisor Smith moved to approve the request and to appropriate the County funding match of \$15,750 from the restricted funds account for economic development. Supervisor Comstock provided the second and the motion carried by unanimous roll call vote.

AYES: Smith, Comstock, Ford, Riegel, Lewis

NAYES: None

ABSENT: None

Solid Waste Authority Meeting

The meeting was opened at 6:40p.m.

Report on Retrofit of Baler Building

Draper Aden Associates representatives Ms. Lynn Klappich and Mr. Les Lester explained the summary of DAA findings relative to the preliminary engineering for modifying the existing baling facility into a municipal solid waste transfer station. After obtaining clarifications from DAA representatives, the Authority accepted the report for further deliberation.

Public Hearing(s)

The public hearings were opened at 7:20 p.m.

Application by Thomas and Shirley Ziegler to conditionally rezone property from R-1 District to B-1 District

Mr. Crickenberger explained the application and the recommendation from the Planning Commission. Ms. Ziegler was present and offered to answer any Board questions. Chairman Lewis called for public comment but none was offered.

Supervisor Comstock moved to adopt the proposed Ordinance and Supervisor Smith provided the second. The motion carried by unanimous roll call vote.

(Insert Ordinance - Ziegler)

Application to conditionally rezone Kelly's Corner from R-1 District to A-T District and for a special exception permit for a country store in A-T District

Mr. Crickenberger explained the details of the application and the recommendation from the Planning Commission. Chairman Lewis called for public comment but none was offered.

Supervisor Ford moved to adopt the proposed Ordinance, Supervisor Smith provided the second and the motion carried by unanimous roll call vote.

(Insert Ordinance - Kelly's Corner)

Ordinance to Amend Section 701, Table 1, Note 2 of the County Land Development Regulations

Mr. Crickenberger explained the purpose of the proposed Ordinance and relayed the Planning Commission's recommendation. Chairman Lewis called for public comment but none was offered.

Supervisor Smith moved to adopt the proposed Ordinance, Supervisor Ford provided the second and the motion carried by unanimous roll call vote.

(Insert Ordinance)

Schedule Meeting with Purchaser of Raphine Industrial Park Property

The meeting was scheduled for Wednesday December 8, 2010 at 5:30 p.m.

Resolution Requesting VDOT Acceptance of Roads in The Ponds Subdivision

Mr. Crickenberger strongly recommended the Board approve the Resolution. Supervisor Comstock moved to approve the Resolution, Supervisor Smith provided the second and the motion carried by unanimous vote.

(Insert Resolution)

Continued Discussion on Sale of Robert E. Lee Parking Area

After obtaining the most recent information concerning the two proposals the City of Lexington has received relative to the old Robert E. Lee Hotel building, the Board decided to take the matter under advisement.

Report on Regional Fire and Rescue Commission

Ms. Collins reported the Commission adopted its By-Laws, formed five standing committees and elected officers. The Commission will meet again on December 21st at the Fairfield Rescue Squad at 7:00 p.m.

Report on Regional Economic Development Meeting

Ms. Collins gave the report and presented to the Board a proposed Rockbridge Region Economic Development Protocol Agreement. Supervisor Comstock moved to approve the agreement and to authorize Ms. Collins to execute the agreement. Supervisor Riegel provided the second and the motion carried by unanimous vote.

AYES: Comstock, Riegel, Smith Ford, Lewis

NAYES: None

ABSENT: None

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

Recommendation of Appointment of Member to Board of Equalization for Natural Bridge Magisterial District

On a motion by Supervisor Riegel, seconded by Supervisor Ford, Mr. Fred Burks was nominated for recommendation of appointment to the Board of Equalization. The vote was unanimous.

Appointment of Member to Building Code Board of Appeals

Supervisor Comstock moved to reappoint Mr. Russell Williams; motion was seconded and carried by unanimous vote.

Appointment of Two Members to Disability Services Board

Supervisor Riegel moved to reappoint Ms. Karen Campbell and Mr. David Whitesell; motion was seconded and carried by unanimous vote.

Appointment of Member to Regional Tourism Board

Supervisor Ford moved to reappoint Chairman Lewis, Supervisor Riegel provided the second and the motion carried by unanimous vote.

Approval of Minutes

Supervisor Riegel offered a change to the draft minutes of the October 12th minutes and moved to approve the minutes as amended. Supervisor Ford provided the second and the motion carried by unanimous vote.

Closed Session

- 1) **Discussion Concerning a prospective new business or industry, and**
- 2) **Personnel Matter(s) involving performance evaluation, job assignments or salaries of specific officers, appointees, or employees**

(Insert Required Language-- Motion by Smith, Second by Ford – Vote Riegel Nay)

Reconvene in Open Session

Supervisor Ford moved to reconvene in open session and Supervisor Smith provided the second. The motion carried by unanimous roll call vote.

AYES: Comstock, Smith, Ford, Riegel, Lewis

NAYS: None

ABSENT: None

Supervisor Ford moved that the Board certify that, in the closed meeting just concluded, nothing was discussed except the matter or matters (1) specifically identified in the motion to convene

in closed session and (2) lawfully permitted to be so discussed under the provisions of the Virginia Freedom of Information Act cited in that motion. Supervisor Smith provided the second and the motion carried by a unanimous roll call vote.

AYES: Comstock, Smith, Ford, Riegel, Lewis

NAYS: None

ABSENT: None

Adjourn

There being no further business the meeting was adjourned.