

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY,  
VIRGINIA HELD IN THE ROCKBRIDGE COUNTY ADMINISTRATIVE OFFICE BUILDING  
AT 150 SOUTH MAIN STREET, LEXINGTON, VIRGINIA  
ON WEDNESDAY, JANUARY 10, 2018 AT 4:00 P.M.

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PLEASE TAKE NOTICE THAT THE REGULAR MEETING SCHEDULED FOR  
MONDAY, JANUARY 8, 2018 WAS POSTPONED UNTIL THIS DATE  
AND TIME DUE TO INCLEMENT WEATHER.

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BOARD MEMBERS PRESENT:     DAVID W. HINTY, JR. (CHAIRMAN)  
                                  JOHN M. HIGGINS (VICE-CHAIRMAN)  
                                  RONNIE R. CAMPBELL  
                                  DANIEL E. LYONS  
                                  A.J. "JAY" LEWIS, II.

COUNTY ADMINISTRATOR  
AND CLERK TO THE BOARD:    SPENCER H. SUTER

COUNTY ATTORNEY:            VICKIE L. HUFFMAN

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\*Some items on the Agenda were rearranged by Chairman Hinty\*

**CALLED TO ORDER**

Chairman Hinty called the meeting to order. He stated that Supervisor Campbell would deliver the invocation for anyone who wished to participate.

**Prayer and Pledge**

Per request, Supervisor Campbell delivered the invocation and led in the Pledge of Allegiance.

**Election of Chairman and Vice-Chairman**

Supervisor Lewis nominated Supervisor Hinty to serve as Chairman for CY2018 and Supervisor Higgins to serve as Vice-Chairman. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES:            Lewis, Higgins, Hinty  
NAYES:           Lyons, Campbell  
ABSENT:          None  
ABSTAIN:         None

**Standing Committee Assignments**

**Finance Committee:**

Chairman Hinty assigned Supervisors Lyons and Higgins to the Finance Committee.

**Buildings and Grounds Committee:**

Chairman Hinty assigned Supervisor Lyons and himself to the Buildings and Grounds Committee.

**Solid Waste Committee:**

Chairman Hinty assigned Supervisors Lewis and Campbell to the Solid Waste Committee.

**Personnel Committee:**

Chairman Hinty assigned Supervisors Campbell and Higgins to the Personnel Committee.

**Fire and Rescue Committee:**

Chairman Hinty assigned Supervisors Campbell and Lewis to the Fire and Rescue Committee.

**Economic Development Committee**

Chairman Hinty assigned Supervisor Lewis to the Economic Development Committee.

**Recognitions and Presentations:**

**Resolutions of Appreciation to previous Board Members Russell Ford and Buster Lewis**

Chairman Hinty tabled this item to the January 22<sup>nd</sup> Agenda.

**Citizens Comments:**

Robert Clark of the Buffalo Magisterial District spoke on a zoning topic. He advised that there is a business of "trash and junk" at the intersection of Lloyd Tolley Road and Greenlee Bridge that is operating without a Special Exception Permit. He added that this type of business is not allowed according to the County Code being it is in an industrial zone. Mr. Clark stated that the County was not concerned about this business until he brought it to County staff's attention; however, the County denied his business just months ago because they were concerned about it being in a flood zone. Mr. Clark stated that, if the County was really that concerned about flooding at his proposed place of business then they would have been concerned about the illegal "trash" business and addressed that issue a long time ago. He asked that all businesses be treated equally and fair and asked that the Board review industrial uses. He further asked that the current Board consider parting ways with the current Planning and Zoning department and replace it with one that will lead the County in a different direction and that will actively recruit new business industries and jobs to Rockbridge County. Mr. Clark noted that he had images he would like to have distributed to the Board of Supervisors.

**Items to be added to the Agenda:**

There were none.

**Adoption of CY2018 Board of Supervisors Meetings Schedule:**

Supervisor Campbell moved to adopt the proposed CY2018 Meetings Schedule. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Higgins, Lyons, Lewis, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Approval of the December 11, 2017 Minutes:**

Supervisor Campbell moved to approve the December 11, 2017 Minutes. Supervisor Higgins provided the second, and the motion carried by the following roll call vote, with Supervisor Lyons abstaining due to his absence at the December 11<sup>th</sup> meeting:

AYES: Campbell, Higgins, Lewis, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: Lyons

**County Financial Package and Consideration of Appropriation Resolutions**

Finance Director Steven Bolster reviewed his Monthly Memorandum.

Supervisor Campbell asked if the Treasurer had looked into lifetime dog tags verses annual.

Mr. Suter replied, he would bring back a report after further discussion with the Treasurer.

Supervisor Campbell asked the County Attorney if she had looked into the County Decal placement change following the State Inspection change.

Ms. Huffman replied that it has not gone through the regulatory approval process, and once it is finalized, the County would have about a year to make the change in the County Code. She advised that she had already completed most of the work and is awaiting finalization before bringing it to the Board.

Mr. Bolster then reminded the Board of the upcoming budget meetings previously approved on the Budget Schedule. He reviewed the Revenues Verses Expenditures Chart followed by the Appropriation Resolution.

Supervisor Campbell moved to approve the County's Appropriation Resolution as presented. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Higgins, Lyons, Lewis, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

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 WEDNESDAY, JANUARY 10, 2018 AT 5:30 P.M.

On motion by Supervisor Campbell, seconded by Supervisor Higgins, the Board, by record vote, adopted the following appropriation resolution and payment of bills for the month as follows:

APPROPRIATION RESOLUTION

GENERAL FUND:

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriations are, and the same hereby is made, for the period ending June 30, 2018, from the UNAPPROPRIATED SURPLUS of the GENERAL FUND and expended as follows:

4-11-11010-3001 Professional Services.....	\$15,000.00
4-11-21010-5402 Technology Trust Fund.....	\$5,100.00
4-11-43080-3001 Contracted Services.....	<u>\$150.00</u>
Total General Fund Appropriations	\$20,250.00

Current County	
11 - General Fund	\$786,866.07
94 - Central Stores	\$6,995.96
372 - Construction Project Fund	\$16,871.11
376 - Capital Purchases Fund	<u>\$197.90</u>
Total County Bills	\$810,931.04

Current Fiscal Agent	
80 - Regional Jail	\$115,169.71
241 - E-Summons Fees	<u>\$1,231.24</u>
Total Fiscal Agent	\$116,400.95

TOTAL ALL BILLS	\$927,331.99
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**Convene Solid Waste Authority (SWA):**

Chairman Hinty convened the Solid Waste Authority.

**Solid Waste Authority Financial Package:**

Mr. Suter advised that this would be the last time the Board of Supervisors would see this on the Agenda as the Blue Ridge Resource Authority would soon be active and handle its own bills and appropriations.

Mr. Bolster presented the Solid Waste Authority's Appropriation Resolution.

Supervisor Campbell moved to approve the SWA's Appropriation Resolution as presented. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Higgins, Lyons, Lewis, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

AT A REGULAR MEETING OF THE ROCKBRIDGE COUNTY SOLID WASTE AUTHORITY, HELD AT THE COUNTY ADMINISTRATIVE BUILDING, 150 SOUTH MAIN STREET, LEXINGTON, VIRGINIA, ON WEDNESDAY, JANUARY 10, 2018 AT 5:30 P. M.

On motion of Supervisor Campbell, with second by Supervisor Higgins, the Authority, by record vote, adopted the following appropriation resolution and payment of bills for the month as follows:

**APPROPRIATION RESOLUTION**

BE IT RESOLVED: By the Rockbridge County Solid Waste Authority, that the following appropriations are, and the same hereby is made, for the period ending June 30, 2018, from the UNAPPROPROATED SURPLUS of the SWA-LANDFILL FUND and expended as follows:

4-19-19070-6951 Contingencies-Infrastructure.....	\$964.00
4-19-19070-7009 Construction-Scales, S-house, Road.....	<u>\$3,340.00</u>
Total SWA-Landfill Fund Appropriations	\$4,304.00

Current SWA	
19 - SWA-Landfill	\$61,633.22
<b>TOTAL SWA BILLS</b>	<b>\$61,633.22</b>

Chairman Hinty closed the Solid Waste Authority and reconvened the Board of Supervisors meeting.

**Schedule Public Hearing to Amend MSA Articles of Incorporation to Undertake Waterline Project:**

Ms. Huffman presented the Board Report and draft resolution. She noted that, due to the meeting on Monday being postponed until now, the Notice of Public Hearing had to be advertised prior to this meeting in order to satisfy the 30 day requirement. She asked the Board to ratify the Notice of Public Hearing advertised prior to the Boards approval.

Supervisor Lewis moved to schedule a Public Hearing on February 12, 2018 and to ratify the Notice of Public Hearing. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Lewis, Higgins, Lyons, Campbell, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Consideration of Rabies Clinic Approval for the South River, Goshen, and Raphine Volunteer Fire Departments:**

Mr. Suter explained that localities are required to have rabies clinics for citizens and expressed appreciation for local veterinarians and fire departments for making these available for the community.

Supervisor Campbell moved to approve the Rabies Clinics listed for CY2018. Supervisor Lewis provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Lewis, Lyons, Higgins, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Schedule Public Hearing to Amend PSA Articles of Incorporation to Undertake US Route 60E Water and Sewer Improvements Project:**

Mr. Suter reviewed the Board Report and noted that the County is not committing to any future funds at this time and that, by amending the Articles of Incorporation, the Board is giving its blessing to the PSA to move ahead in the future with or without the Board's financial support.

Supervisor Campbell moved to schedule a Public Hearing on February 12, 2018. Supervisor Lyons provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Lyons, Lewis, Higgins, Hinty  
NAYES: None

ABSENT: None

ABSTAIN: None

**Appointments to the Blue Ridge Resource Authority (BRRR) BOARD OF DIRECTORS:**

Chairman Hinty advised that the appointments would be for all members of the Board of Supervisors, who will serve on the BRRR.

Supervisor Lyons moved to appoint each member of the Board of Supervisors to the BRRR. Supervisor Campbell provided the second, and the motion carried by the following roll call vote:

AYES: Lyons, Campbell, Lewis, Higgins, Hinty

NAYES: None

ABSENT: None

ABSTAIN: None

Chairman Hinty then convened the Blue Ridge Resource Authority Meeting and the Board of Supervisors meeting was temporarily recessed.

Following the Blue Ridge Resource Authority Meeting, Chairman Hinty reconvened the Board of Supervisors Meeting.

**Presentation of FY2017 CAFR by Robinson, Farmer, Cox, and Associates:**

James Kelly and Sadie Gibson of Robinson, Farmer, Cox, and Associates were present. Together, they presented the Board with the FY2017 CAFR highlights. Mr. Kelly noted that this is the third year the County submitted its CAFR to the Government Finance Officers Association to see if it qualified for the Certificate of Achievement and Financial Reporting, and it did. He stated that the County received the highest possible opinion that his company could give and complimented the County on its sound financial processes. He also noted that there is a new Code of Virginia requirement this year that requires a notarized statement be sent to the Auditor of Public Accounts confirming that the audit report has been submitted to the APA. Mr. Kelly added that there will be new governmental accounting standards effective over the next few years.

**Consideration of Provisional Adoption of FY2019-FY2023 Capital Improvement Plan:**

Mr. Bolster advised that the Board had previously been presented the proposed CIP in early December. He asked that the Board consider provisionally adopting the CIP to serve as a guide to Department and Division Heads as they plan for procurements. He added that the Board would see this once more for final adoption during the same time as the budget adoption. Mr. Bolster noted that the School Divisions CIP was included in the Board packets as an informational item to be jointly

considered by the Board of Supervisors and School Board during the remainder of the budget process. He also noted that the Blue Ridge Resource Authority's (BRRRA) CIP would not be included as it would be taken care of by the BRRRA from now on.

Supervisor Campbell moved to provisionally adopt the proposed CIP. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Higgins, Lyons, Lewis, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Appointments:**

**Dabney S. Lancaster Board of Directors- Bob Claytor's term expired 6/30/2017:**

Supervisor Campbell nominated Russell Ford to serve on the Dabney Board in place of Mr. Claytor. Supervisor Lyons provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Lyons, Lewis, Higgins, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Rockbridge Regional Jail Commission- Spencer Suter and David Hinty's terms expired 12/31/2017:**

Supervisor Lyons moved to nominate Edward Hosken, Jr. to serve on the Regional Jail Commission. Supervisor Campbell provided the second, and the motion was denied based on the following roll call vote:

AYES: Lyons, Campbell  
NAYES: Lewis, Higgins, Hinty  
ABSENT: None  
ABSTAIN: None

Supervisor Lewis asked for Board discussion. He recommended that the County Administrator continue serving on the Regional Jail Commission as he has in the past.

Supervisor Lyons agreed that the County Administrator should serve; however, it puts him in a bad position while serving on the Commission alongside a Board member.

Mr. Suter stated that he had objected to this appointment each time the Board had previously appointed him and reiterated his concern.



Supervisor Campbell stated that the two Cities have their Managers serving on the Commission and that he felt the County would be better served if the County Administrator continue serving.

Supervisor Lewis moved to nominate David Hinty for reappointment to serve on the Regional Jail Commission. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Lewis, Higgins, Hinty  
NAYES: Lyons, Campbell  
ABSENT: None  
ABSTAIN: None

Supervisor Lewis moved to nominate Spencer Suter for reappointment to serve on the Regional Jail Commission. Supervisor Higgins provided the second.

Mr. Suter advised that the next Regional Jail Commission meeting would not be until after the Boards' next meeting.

Supervisor Lewis withdrew his motion.

Supervisor Campbell moved to carry over this appointment to the January 22<sup>nd</sup> Agenda. Supervisor Lyons provided the second, and the motion carried by the following roll call vote:

AYES: Campbell, Lyons, Lewis, Higgins, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Appointment to the Central Shenandoah Planning District Commission (CSPDC) to fill existing term of previous Board Member Albert "Buster" Lewis, Jr.:**

Supervisor Higgins moved to nominate Supervisor Jay Lewis to fill the existing term on the CSPDC in place of his father, Buster Lewis, previous Board Member. Supervisor Campbell provided the second, and the motion carried by the following roll call vote:

AYES: Higgins, Campbell, Lyons, Lewis, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Appointment to the Regional Area Tourism Board to fill existing term of previous Board Member Albert "Buster" Lewis, Jr.:**

Supervisor Lewis moved to nominate Supervisor Campbell to fill the existing term on the Regional Area Tourism Board in place of previous Board Member Buster Lewis. Supervisor Higgins provided the second, and the

motion carried by the following roll call vote:

AYES: Lewis, Higgins, Lyons, Campbell, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Appointments to the Agricultural and Forestal Districts Advisory Committee- All terms expire 1-12-2018:**

Mr. Suter advised that all of the current members on this Committee have been contacted and are willing to be reappointed. He then read all the names of the members aloud, per request by Supervisor Lewis. Those members were: Toni Brown; Richard Clemmer; David W. Hinty, Jr.; Reba Heizer; Chuck Conner; Hunter McClung; John Houser; Bernard Watts; Dave Lupsha; and David Whitesell.

Supervisor Lewis moved to reappoint the current members on the Agricultural and Forestal Districts Advisory Committee as listed. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Lewis, Higgins, Lyons, Campbell, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

**Appointment of a Board Liaison to the Social Services Board:**

Mr. Suter advised that previous Board member Rusty Ford served in this position.

Supervisor Campbell asked the County Attorney if research had been done to see whether or not a Board Member could be appointed to the Social Services Board as a voting member, which was previously requested by citizens.

Ms. Huffman replied yes, that she had provided a legal opinion following her research that stated a Board of Supervisor could not serve on the Social Services Board and therefore only a liaison could be appointed to that Board. She added that members of the public had also requested that a member of the Board of Supervisors serve as Ex-Officio to the Social Services Board; however, and Ex-Officio serves by virtue of their office, and there is no such thing with regard to the Social Services Board.

Supervisor Lewis moved to nominate Supervisor Campbell to serve as the Board Liaison to the Social Services Board. Supervisor Lyons provided the second, and the motion carried by the following roll call vote:

AYES: Lewis, Lyons, Campbell, Higgins, Hinty  
NAYES: None

ABSENT: None

ABSTAIN: None

**Appointment of a Board Liaison to the Virginia Horse Center (VHC) Board of Directors:**

Supervisor Campbell, who previously served in this position, agreed to continue serving.

Supervisor Lewis moved to nominate Supervisor Campbell to serve as the Board Liaison to the VCH Board of Directors. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Lewis, Higgins, Lyons, Campbell, Hinty

NAYES: None

ABSENT: None

ABSTAIN: None

**Chamber of Commerce Economic Development Committee:**

Mr. Suter advised that the Chamber of Commerce has in the past offered a membership to the Chairman of the Board of Supervisors. He stated that Supervisor Campbell served in the position when elected Chairman and continued thereafter.

Supervisor Lyons moved to nominate Supervisor Campbell for reappointment to the Chamber of Commerce Economic Development Committee. Supervisor Higgins provided the second, and the motion carried by the following roll call vote:

AYES: Lyons, Higgins, Campbell, Lewis, Hinty

NAYES: None

ABSENT: None

ABSTAIN: None

**Appointment of a Board Liaison to Main Street Lexington:**

Mr. Suter advised that previous Board Member Buster Lewis served in this position.

Supervisor Lewis moved to table this item until a later date so that the Board has time to get more information on this appointment. Supervisor Campbell provided the second, and the motion carried by the following roll call vote:

AYES: Lewis, Campbell, Lyons, Higgins, Hinty

NAYES: None

ABSENT: None

ABSTAIN: None

**~~Appointment of a Board Liaison to the Fair Board of Directors:~~**

Mr. Suter advised that this position was not a liaison position but and

actual appointment to the Fair Board of Directors. He stated that previous Board Member Buster Lewis served in this position.

Supervisor Lewis moved to nominate Supervisor Higgins to serve on the Fair Board of Directors. Supervisor Lyons provided the second, and the motion carried by the following roll call vote:

AYES: Lewis, Lyons, Campbell, Higgins, Hinty  
NAYES: None  
ABSENT: None  
ABSTAIN: None

Chairman Hinty advised that the previously scheduled Public Hearings would be held during the Boards January 22<sup>nd</sup> meeting. He explained that the Public Hearings were advertised for Monday, January 8<sup>th</sup>; however due to inclement weather, the meeting was postponed until January 10<sup>th</sup>. In that, in order to meet Public Hearing Notice requirements, the Public Hearings could not be heard during this meeting.

The Closed Meeting advertised on the Agenda was not convened. Mr. Suter requested that the Board continue this meeting until Tuesday, January 16<sup>th</sup> at 8:30 a.m. for a Joint Meeting with the EDA to receive a presentation from a prospective business.

Chairman Hinty continued this meeting until Tuesday, January 16<sup>th</sup> at 8:30 a.m.

Mr. Suter advised the public that the Board plans to continue the January 16<sup>th</sup> meeting until January 18<sup>th</sup> at 4:30 p.m. for a Joint School Board Meeting at the School Board Office at 2893 Collierstown Road. This meeting was previously approved on the 2018 Budget Schedule.

The continued meeting to be held jointly with the EDA did not occur on January 16<sup>th</sup> due to lack of a quorum. However, Supervisors Higgins and Lewis attended as guests of the EDA.