

AT A CALLED WORK SESSION OF THE ROCKBRIDGE COUNTY BOARD OF SUPERVISORS  
HELD IN THE ROCKBRIDGE COUNTY ADMINISTRATIVE OFFICE BUILDING  
AT 150 SOUTH MAIN STREET, LEXINGTON, VIRGINIA  
ON MONDAY, MAY 13, 2019 AT 4:30 P.M.

\*\*\*

BOARD MEMBERS PRESENT: A.J. "JAY" LEWIS, II.  
DANIEL E. LYONS  
JOHN M. HIGGINS (arrived at 4:36 p.m.)  
R. W. DAY  
DAVID W. HINTY, JR.

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

COUNTY ATTORNEY: VICKIE L. HUFFMAN

\*\*\*

CALLED TO ORDER:

Chairman Lewis opened the Work Session at 4:30 p.m.

**Fire and Rescue Committee Update:**

Fire/Rescue Chief Nathan Ramsey began by thanking everyone involved in the rescue efforts at the tragic event that took place at the South River Market on Friday, May 10, 2019. In addition to responding Fire and EMS agencies, he gave special thanks to Danny McClung of McClung Excavating for using his own heavy equipment for assistance. Also the Red Cross, Rockbridge County Schools, Rockbridge County Sheriff's Office and the Blue Ridge Resource Authority.

Chief Ramsey then reviewed his powerpoint presentation containing the following information:

Effinger Fire/Rescue EMS License:

- **Operate under the County's Office of EMS license**
  - Coordinate inspection every two years.
  - File certifications, training and maintenance records.
- **Reduce the administrative workload / ensure compliance**
  - Provide Quality Assurance checks on patient care reports.
  - Assist with inventory / monitor expiration dates on supplies and equipment.
- **MOU between County Fire-Rescue and Effinger**
  - Effinger will continue to fund EMS operations as normal.

**Career Staff Reorganization:**

- **Maintain a manageable span of control.**
  - Five to seven personal per manager.
  - We will have 24 personnel (inc. PT) on staff by October 2019
- **Incorporate two operational Lieutenants.**
  - Each would have five FF/EMS under their leadership.
  - Lieutenants would still serve functionally on daily shifts
- **Direct report to Captain Moore.**
  - Provide assistance with scheduling of their staff.
  - Conduct annual evaluation reviews.

**Fire/Rescue Agreement with City of Lexington:**

- Current term of the agreement was for one year, and is set to expire on June 30<sup>th</sup>.
- Lexington is positioned for faster response to areas in the County immediately surrounding the City and will likely always be relied upon to provide mutual aid services.
- Recommendation is to direct staff and the Fire and Rescue Committee to meet with Lexington officials to finalize an agreement to bring back to both governing bodies for consideration.

Mr. Suter noted that the Board could concur to proceed with the MOU between Rockbridge County Fire-Rescue and Effinger Volunteer Fire Department, subject to the County Attorney's Review and approval.

Chairman Lewis shared his confusion about why this was happening as he had not been apprised of any of the discussion from the recent committee meetings.

Supervisor Higgins advised that Effinger Volunteer Fire Department was about to give up its EMS side of the operation and the County is trying to help them keep it going. He stated that it will be of great benefit if the County can assist with the administrative side of its operations.

Supervisor Hinty asked if County Fire-Rescue staff are already licensed and certified to assist.

Chief Ramsey confirmed.

Supervisor Higgins commended Fire Chief Ramsey for his willingness to work with Effinger to attempt to keep their EMS side of things operating.

Supervisor Hinty inquired about the Administrative Assistant position listed on the Organizational Chart Chief Ramsey presented.

Chief Ramsey advised that the position is budgeted and that he plans to advertise soon for this position.

Supervisor Higgins suggested that he continue working with the Fire-Rescue Committee on this.

**Solid Waste Committee Update:**

Mr. Suter briefly reviewed the Board Report containing the following information: "At its February 25 work session, the Board received an update from staff regarding solid waste collection centers. One of the topics discussed was the portion of the strategic plan dealing with new collection sites and existing unstaffed sites. Our goal was to gain direction on which unstaffed sites would be removed when new sites are constructed. The Board directed the Solid Waste committee to discuss further and bring back recommendations. The Committee has since met on two occasions and has recommendations to discuss with the full Board, to include the potential to look toward additional of a hybrid style of site - unstaffed but equipped with a compactor, and without full recycling services." Mr. Suter advised that construction of the Fancy Hill site has been placed on hold as a result of the recent rainfall, but will begin as soon as sustained dryer weather arrives. He then advised that DGIF had been in contact about concerns with unstaffed, unfenced, collection sites causing bears to have access to the dumpsters. He reminded the Board that

the Route 60 West and Zollman's site were closed because of that very reason. Mr. Suter stated that the Buffalo Creek collection site has had issues with bears, also. He advised that DGIF has requested a meeting with the Solid Waste Committee for discussion pertaining to alternative options.

He then noted that the Solid Waste Committee had discussed the potential for an alternative type of site, which could include just a compactor for household trash. He explained that such a site would not have recycling containers and would not be staffed. Rather, it would be cycled by staff several times a day or as needed, noting that staff was looking at remotely recorded security camera options as well, to combat misuse and illegal dumping.

He then noted that the Solid Waste committee had discussed two (2) unmanned sites that they wished to address immediately. They were, the Barger site, and the Route 700 Bunker Hill Mill Road site.

Supervisor Higgins advised that he receives calls about illegal dumping at both sites weekly. He stated that he had no problem closing sites that begin to cause problems but would rather wait until the Fancy Hill site is up and running.

Supervisor Hinty inquired about potential closure of the Natural Bridge Site across from the golf course road.

Solid Waste and Recycling Manager Tracy Shafer asked if the Barger site could be addressed sooner. Her reasoning for early closure was the

constant abuse of the site and standing water with trash floating in it. She stated her concern of it becoming become a DEQ issue.

Supervisor Higgins replied that he had no problem given proper notice to the public of a closure. He asked if extra dumpsters could be placed elsewhere to assist after its closure.

Ms. Shafer agreed that additional dumpsters could be added to the Board Lock site to help and reminded the Board that the next closest site for those who use the Barger site is Greenhouse Road.

Supervisor Hinty asked if a roll-off can could be added to the Buffalo Creek site temporarily if the Natural Bridge site were to close.

Ms. Shafer agreed that it could be done.

Supervisor Hinty asked how much of a notice was given to the public when the last two (2) closures occurred.

Ms. Shafer replied, 30 days.

Supervisor Day asked how the search for a site along US 60 east was coming.

Ms. Shafer replied that we have identified a potential site and belived that power was available.

Supervisor Day asked how long it would take to hear back from someone on whether or not this site would work.

Supervisor Higgins advised that the owner of the property would be calling him within the next week or two. He asked Ms. Shafer if she had spoken to the Building Official and Erosion and Sediment Control Technician to ensure the site would work.

Mr. Suter asked for clarification of the Boards directives.

Supervisor Higgins agreed that the Board should publish a 2 week notice on the closure of the Barger site and Natural Bridge site; to ensure the two sites are cleaned up after closure; and for additional consideration of other sites following the Fancy Hill Collection Sites construction.

Supervisor Higgins asked Chairman Lewis if he needed assistance from the Solid Waste Committee to find a potential site in the Walkers Creek District.

Chairman Lewis declined needing help at this time advising the Board that he has been working on something and just needed a little more time. He stated that he would alert members of the Solid Waste Committee of his findings once completed.

**Additional Discussion: Fire-Rescue Commission:**

Supervisor Higgins inquired about whether or not the Fire and Rescue Commission should be dissolved as it was created for specific reasons, such as looking into hiring a Fire Chief, and since has accomplished its goals.

Mr. Suter explained the makeup of the three F&R groups in the County, including the Fire and Rescue Commission, the Fire Association and RERG. He then asked Walkers Creek VFD Chief Colby Irvine, (who was present for another presentation) to comment on the Commission.

Chief Irvine of the Walkers Creek Fire Department advised that about half of the Commissions goals had been reached.

Supervisor Day asked if all the committees and commissions pertaining to Fire/EMS could be dissolved and a new one created with a combination of all. Mr. Suter noted that the Commission was the only group the Board had a hand in creating and that the Fire Association and RERG were created by their members and had their own set of formation documents. He noted that the RERG and Fire Association are listed in County code, so if a change was ever made, code would need to be amended accordingly.

Supervisor Higgins stated that he would be willing to work with Supervisor Day and staff and bring back a recommendation.

With no further business to discuss, the Chairman closed the Work Session at 5:18 p.m.

**AT A REGULAR MEETING OF THE ROCKBRIDGE COUNTY BOARD OF SUPERVISORS  
HELD IN THE ROCKBRIDGE COUNTY ADMINISTRATIVE OFFICE BUILDING  
AT 150 SOUTH MAIN STREET, LEXINGTON, VIRGINIA  
ON MONDAY, MAY 13, 2019 AT 5:30 P.M.**

**\*\*\***

**BOARD MEMBERS PRESENT:     A.J. "JAY" LEWIS, II.  
                                  DANIEL E. LYONS  
                                  JOHN M. HIGGINS  
                                  R. W. DAY  
                                  DAVID W. HINTY, JR.**

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

**COUNTY ATTORNEY:            VICKIE L. HUFFMAN**

**\*\*\***

**CALLED TO ORDER:**



Chairman Lewis called the meeting to order at 5:32 p.m. He asked that there be a moment of silence for those involved in the South River Market fire on Friday, May 10<sup>th</sup>.

Following the moment of silence, Chairman Lewis advised that Supervisor Higgins would deliver the invocation for anyone who wished to participate.

Supervisor Higgins delivered the invocation and led in the Pledge of Allegiance.

**Changes to the Agenda:**

A proclamation recognizing local law enforcement was added to the Agenda by County Administrator Spencer Suter.

As for changes to the Agenda, Chairman Lewis advised that he would switch the order of two items on the Agenda, hearing the request for scenic river designation before the Walkers Creek Fire Department's presentation on its solar project.

Supervisor Higgins added the consideration of a temporary RARO appointment to fill a vacancy.

**Recognitions and Presentations:**

**Certificate of Appreciation for Denise Cress for her Years of Service:**

Preschool Director Edwina Shafer expressed her sincere gratitude to Ms. Cress for her years of service to the Preschool Off The Bus Program, especially here recently after losing a teacher she worked so closely

with. Ms. Shafer thanked Ms. Cress for helping the children through such a tough time.

Ms. Cress thanked Ms. Shafer for her kind words.

Supervisor Hinty read aloud a Certificate of Appreciation to Ms. Cress as follows: "In recognition of your valuable contributions to the Preschool Off-the-Bus Program and for the support you have given to the children and families in our community, the Board of Supervisors presents this award to you in gratitude for nine years of dedicated service to the County of Rockbridge."

The Board of Supervisors presented Ms. Cress with the Certificate of appreciation and took photos with her of her acceptance.

Ms. Cress shared that the children really changed her path of life since her retirement as an officer of the New York City Police Department.

**National EMS Week Proclamation:**

Supervisor Lyons read aloud the following proclamation:

**PROCLAMATION EXPRESSING THE APPRECIATION OF THE  
BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY TO  
LOCAL EMERGENCY MEDICAL SERVICE (EMS) AGENCIES AND PROVIDERS**

**WHEREAS**, The Congress and President of the United States have designated May 19<sup>th</sup> – 25<sup>th</sup> as National Emergency Medical Services (EMS) Week; and,

**WHEREAS**, the men and women of the EMS agencies serving Rockbridge County, the City of Lexington, and the City of Buena Vista provide a vital public service by responding to the EMS needs of our residents and visitors; and,

**WHEREAS**, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their local EMS providers; and,

**WHEREAS**, safety of our citizens is a primary goal of local, state, and national government; and,

**WHEREAS**, EMS providers are often among the first to arrive upon the scene of emergencies and disasters, be they medical, natural or manmade, to provide immediate and often life-saving assistance while fulfilling their mission to provide the best pre-hospital care; and

**WHEREAS**, EMS providers participate in numerous hours of rigorous training and continuing education in order to enhance their life-saving skills and thereby dramatically improve the survival and recovery rate of their patients; and

**WHEREAS**, EMS providers and agencies demonstrate a high level of commitment and dedication to their communities and fellow citizens by providing training, health screenings and other life-safety awareness programs in their respective localities;

**NOW, THEREFORE**, We, the Rockbridge County Board of Supervisors, call upon all citizens of Rockbridge County to observe the week of May 19<sup>th</sup> – 25<sup>th</sup>, 2019, as Emergency Medical Services week, during which all of our residents may join in celebrating the dedication of our local EMS Providers, past and present, and their families, whose support allows them to serve our community.

Adopted this 13<sup>th</sup> day of May, 2019.

**Local Law Enforcement and Support Staff Proclamation:**

Chairman Lewis read aloud a proclamation expressing the appreciation of the Board of Supervisors to local law enforcement and support staff.

Supervisor Day recommended that Glasgow law enforcement be added to the proclamation being presented.

The following proclamation includes the recommendation.

**PROCLAMATION EXPRESSING THE APPRECIATION OF THE  
BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY TO  
LOCAL LAW ENFORCEMENT OFFICERS AND SUPPORT STAFF**

**WHEREAS**, The Congress and President of the United States have designated May 15<sup>th</sup> as Peace Officers' Memorial Day, and the week in which May 15<sup>th</sup> falls as National Police week; and,

**WHEREAS**, the men and women of the law enforcement agencies serving Rockbridge County, the City of Lexington, the Town of Glasgow, and the City of Buena Vista provide a vital public service by safeguarding the rights and freedoms of citizens in the Rockbridge area; and,

**WHEREAS**, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our local law enforcement agencies recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and,

**WHEREAS**, safety of our citizens is a primary goal of local, state, and national government; and,

**WHEREAS**, Law Enforcement is one of the few chosen professions that require the willingness to lay down one's life to protect others; and,

**WHEREAS**, the daily performance of a Law Enforcement Officer's normal duty is dangerous, stress filled, often unappreciated and requires a special person with a supportive family; and,

**WHEREAS**, the Rockbridge County Sheriff's Department, Lexington Police Department, Buena Vista Police Department, Buena Vista Sheriff's Department, Glasgow Police Department, Rockbridge Regional Jail, and Virginia Military Institute Police are comprised of the finest officers, supervisors, administrative and support staff that can be found.

**NOW, THEREFORE**, We, the Rockbridge County Board of Supervisors, call upon all citizens of Rockbridge County to observe the week of May 13 – May 19, 2019, as Police Week during which all of our residents may join in commemorating law enforcement officers, past and present, who by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens and we urge all citizens to take the time to thank those in law enforcement for the important service they provide to all of us.

**WE FURTHER CALL UPON ALL CITIZENS OF ROCKBRIDGE COUNTY**, to observe Wednesday, May 15<sup>th</sup>, as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice to their community or have become disabled in the performance of duty, and let us recognize and pay respects to the survivors of our fallen heroes; and cause flags to be flown at half-mast in remembrance..

Adopted this 13<sup>th</sup> day of May, 2019.

On a motion by Supervisor Higgins, and seconded by Supervisor Hinty, the two proclamations were adopted by unanimous roll call vote by the Board.

Ayes: Higgins, Hinty, Lyons, Day, Lewis  
Nays: None  
Absent: None  
Abstain: None

Chairman Lewis thanked Supervisor Day for his years of service in law enforcement.

Supervisor Hinty thanked Supervisor Day for his years of service in law enforcement at the Sheriff's Department and Supervisor Higgins for his years of service at the Sheriff's Department and Rockbridge Regional Jail.

**Citizens Comments:**

Ben Day of the South River Magisterial District spoke of the tragedy that occurred at the South River Market on Friday, May 10, 2019. He commended all personnel on site who assisted, sending a special thanks to

the pilot of the helicopter. Mr. Day asked that the Board use extreme thoughtfulness in whatever happens moving forward with the property.

**Approval of the April 22, 2019 and April 29, 2019:**

Chairman Lewis moved consideration of both sets of minutes over to the Boards May 28<sup>th</sup> Agenda.

**County Financial Package:**

Fiscal Services Director Steven Bolster presented his Monthly Memorandum which included the following information:

Section I - Commissioner of the Revenue- Activities for Month:

1. Prepared and presented the Land Book to the Treasurer on May 1, 2019.
2. Completed another busy state income tax season (assisted 128 citizens).
3. Working DMV report for April 2019 (reconciling 1,462 vehicles).
4. Preparing late notices for business license renewals to be mailed (unknown number of letters at this time).
5. Auditing Schedule C's against business license files.
6. Worked new construction assessments (7 sites).

Section II - Treasurer- Activities for Month:

1. Continue to collect State income & Estimated State taxes.
2. 2019 Real Estate first half tax bills - due June 5, 2019.
3. Debt-Set-Off collections at high volume - \$53,822.47 associated with 405 filings.
4. Enhanced .net Treasurer component of the BAI software is available for the public to see and pay their real estate bill on-line with debit or

credit card (convenience fee will be added). This information is all noted on the reverse side of the real estate bill.

5. Deputy Treasurer position opportunity re-advertised

Mr. Bolster then provided a procurement update sharing that the Delivery of Petroleum Products for FY2020 had been issued and bids would be due on May 24<sup>th</sup> by 2:00 p.m. He then reviewed the Revenues Verses Expenditures Chart followed by the County's Appropriation Resolution.

On a motion by Supervisor Higgins, and seconded by Supervisor Day, the County's Appropriation Resolution was adopted by unanimous roll call vote by the Board.

Ayes: Higgins, Day, Lyons, Hinty, Lewis  
Nays: 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 MONDAY, MAY 13, 2019 AT 5:30 P.M.

On motion by Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, 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, 2019**, from the UNAPPROPRIATED SURPLUS of the **GENERAL FUND** and expended as follows:

4-11-71005-3301 Fireworks Display.....	\$1,000.00
4-11-92010-5804 Tax Refunds.....	<u>\$87,703.00</u>
<b>Total General Fund Appropriations</b>	<b>\$88,703.00</b>

**Current County**

11 - General Fund	\$677,218.94
94 - Central Stores	\$8,423.90

372 - Construction Project Fund	<u>\$28,341.74</u>
<b>Total County Bills</b>	<b>\$713,984.58</b>
<b>Current Fiscal Agent</b>	
80 - Regional Jail	\$154,214.12
241 - E-Summons Fees	<u>\$6,969.32</u>
<b>Total Fiscal Agent</b>	<b>\$161,183.44</b>
<b>TOTAL ALL BILLS</b>	<b>\$875,168.02</b>

**Consideration of Citizen Request for Scenic River Designation for the Upper Maury River:**

County Administrator Spencer Suter briefly reviewed his Board Report containing the following information:

"You may recall that in 2016, the Board was approached by the Regional Tourism office with a request to consider supporting designation of the James River in Rockbridge County as a Virginia Scenic River. After studying the proposal and receiving public input, the Board unanimously supported the request. Resultant legislation was adopted by the Virginia General Assembly in the 2017 session, officially designating the James River as a Virginia Scenic River. To my knowledge, the results of that designation have been quite positive in nature. Recently, I received a request from a group of residents interested in pursuing the same designation for the upper Maury River, from the confluence of the Calfpasture and Little Calfpasture Rivers to Beans Bottom at the Furr's Mill Road bridge. The residents formed an ad hoc committee and asked the County for information about the process followed during the James River designation. They have done a significant amount of leg work in approaching landowners and have received letters of support from W&L, VMI and the Virginia Horse Center. These letters, along with a memorandum to

the Board explaining their work to date, are attached for your review. Their original goal was to seek designation for the entire river, from inception to the confluence its confluence with the James River. However, they determined to only initially seek designation of the upper section, with the possibility of a future extension, should the Board support. To recap the process, Section 10.1-400 of the Code of Virginia provides for the designation of scenic rivers in Virginia. Listed below is an overview of the program, as taken directly from DCR literature:

"Virginia Scenic Rivers Program's intent is to identify, designate and help protect rivers and streams that possess outstanding scenic, recreational, historic and natural characteristics of statewide significance for future generations. This program is managed by the state and should not be confused with the federal Department of the Interior's Wild and Scenic Rivers Program. One of the program's strengths is the partnership forged between citizens, local governments and the state. This partnership begins in the evaluation phase and continues through and after the designation process."

Should the Board support, the basic steps in the process would be as follows:

1. The Board of Supervisors submits a request to DCR to study the river segment.
2. DCR conducts a public meeting to share information about Scenic River designation and to answer questions that residents may have.
3. DCR conducts a preliminary study to see if the segment meets minimum criteria. If so, DCR further studies the segment for eligibility.



4. If deemed eligible, the Board of Supervisors accepts DCR's report and adopts a resolution endorsing designation of the qualifying river segment.
5. The Board of Supervisors requests that one or more of our state legislators sponsor a bill to designate the river segment scenic."

Spokesperson for the citizen group Larry Mann shared his involvement in this designation that started about a year ago. He stated that there have been a lot of people involved, and a lot of community support, in hopes to designate 19.3 miles of the Maury as a scenic river. He noted that there is even more of the river that they will look at a later date to add to the designation. He then shared how shocked he was of the amount of conservations easements along the river.

On a motion by Supervisor Hinty, and seconded by Supervisor Day, the Board approved moving ahead with the request to DCR to complete a study on the Maury River from its beginning to Beans Bottom for potential designation as a Virginia Scenic River.

Ayes: Hinty, Day, Lyons, Higgins, Lewis  
Nays: None  
Absent: None  
Abstain: None

**Solar Project Discussion by Walkers Creek Fire Department:**

Fire Chief for the Walkers Creek Fire Department Colby Irvine provided the Board with an update on their solar project. Chief Irvine advised that the Walkers Creek Fire Department should recoup its investment in the solar electric system in about 8 years instead of the previously anticipated 11-14 years.

Fred Fevrier shared that the installation was very quick and is very easy to manage.

Chief Irvine noted that he checks the system anytime he wants using an app on his cell phone.

In conclusion, Mr. Fevrier advised that the Fire Department will likely begin to see free electricity after it recoups their investment. He encouraged other Fire and Rescue agencies to consider following their path and using solar energy to save money in the future.

Chairman Lewis shared that other Fire and EMS agencies could replicate the Walkers Creeks Fire Departments initiative seeing as it has proven itself to be beneficial.

#### **Consideration of Scheduling a Public Hearing on Board Salaries:**

County Attorney Vickie Huffman briefly reviewed her Board Report containing the following information:

"Between May 1<sup>st</sup> and June 30<sup>th</sup> of each year, the Board of Supervisors is required to establish the annual salary of its members for the ensuing year, following notice and public hearing. For your reference, copies of the applicable statutes are attached - Va. Code § §15.2-1414.1, 15.2-1414.2, and 15.2-1414.3.

Option 1: Section 15.2-1414.3 was historically the only provision for establishing board member salaries. This statute provides the maximum annual salaries for Board members based upon population brackets, but may be adjusted annually by an inflation factor not to exceed 5%. The maximum for Rockbridge County is \$5,500 per year; the Chairman may receive up to an additional \$1,800 per year, and the Vice-Chairman may receive up to an additional \$1,200 per year. Board salaries are currently set at \$5,500 per year, the maximum permissible under Va. Code §15.2-1414.3. No inflation

factor has previously been approved. In some jurisdictions, the increase for the Board is set at the same percentage as for employees. However, in Rockbridge County, the Board of Supervisors has not had a salary increase since January 1, 1996. The additional annual salary of the Chairman and the Vice-Chairman is currently set at \$1,800 for the Chairman and \$23 per week for the Vice-Chairman to serve during an extended absence of the Chairman, up to a maximum of \$1,200 per year.

Option 2: Under Va. Code Section 15.2-1414.2, the maximum compensation for board members may exceed the traditional maximums if the specified procedure is followed. The maximum annual compensation must be set prior to July 1<sup>st</sup> in any year in which at least two (40%) of the members of the Board are to be elected, and such decision shall be effective as of the following January 1<sup>st</sup>. An additional amount for the Chairman and/or Vice-Chairman is permissible. There is no inflation factor provided for in this option. A county may provide a member of its board of supervisors in addition to salary, reimbursement for actual expenses incurred in purchasing, operating, maintaining and using a telephone, including a car telephone or other portable telephone, provided the expenses are attributable directly to the proper performance of the member's official duties. This option is available this year, with 60% of the seats on the Board to be elected for terms beginning January 1, 2020. The compensation established in accordance with this Code section would remain in effect until changed, and would no longer require the annual setting of salaries. In addition to the salary, members of the Board may receive the same fringe benefits which are given to county employees generally. In the past, as with County employees, the County has covered the cost of health

insurance coverage for those Board members who elect to take that coverage. The Board has previously discussed the possibility of including the cost of health insurance in the annual salary for board members, and paying for health insurance out of that salary if County coverage is selected. If County coverage is not chosen, then new or existing Board members would have the amount of the County contribution available to pay toward already-existing or alternative coverage. The County's annual obligation for single coverage is \$6,780.00. Under this scenario, reallocation of the County's fiscal obligation for insurance coverage could be incorporated into each member's annual salary. Under either option, the Board's mileage allowance may be continued. The Board will need to consider whether to implement Option 1 or Option 2, keeping in mind that if Option 2 is implemented, Option 1 would still need to be adopted for the period of July 1, 2019, through December 30, 2019. If Option 1 is selected, consider: (i) whether to add an inflation factor for a salary increase, and if so, what percentage increase; (ii) whether to continue the additional salary of the Chairman at \$1,800 per year; (iii) whether to continue the additional salary of the Vice-Chairman at \$23 per week to serve during an extended absence of the Chairman, up to a maximum of \$1,200 per year, or to set at a specified amount up to \$1,200 per year; and (iv) whether to continue the current mileage allowance, or make adjustments. If Option 2 is selected, consider: (i) establishing the amount of the annual salary; (ii) whether to set an additional salary for the Chairman, and if so, establish the amount; (iii) whether to set an additional salary for the Vice-Chairman, and if so, establish the amount; (iv) whether to continue the current mileage allowance, or make

adjustments; and (v) whether to continue the existing compensation, or make adjustments per Option 1, for the period from July 1, 2019, through December 31, 2019.”

Chairman Lewis asked that the Public Hearing be held at the Board’s next meeting instead of waiting until June.

Supervisor Hinty suggested that the Vice Chair be given a flat fee for the year instead of compensation per meeting.

Supervisor Higgins moved that the Board schedule a Public Hearing on this matter for May 28, 2019 for the following: ordinance to establish and authorize the annual salary of the members of the Board of Supervisors of Rockbridge County, from July 1, 2019 through December 31, 2019, at \$5,500 per year, and to establish the additional annual salary of the chairman at \$1,800 per year, and additional compensation to the vice-chairman at \$23 per week to serve as substitute for the chairman during extended absences, up to a maximum of \$1,200 per year, and to continue the monthly travel reimbursement/vehicle allowance of \$250; and beginning January 1, 2020, to establish the annual salary of board members at \$12,280 per year, and to establish the additional annual salary of the chairman at \$1,800 and of the vice-chairman at \$600, to continue the monthly travel reimbursement/vehicle allowance of \$250, and payment of premiums for county health insurance coverage by individual board members electing such coverage. A second was provided by Supervisor Hinty, and the motion carried by unanimous roll call vote by the Board.

Ayes: Higgins, Hinty, Lyons, Day, Lewis

Nays: None

Absent: None

Abstain: None

**Consideration of Text Amendment for Building Heights:**

Mr. Suter briefly reviewed his Board Report containing the following information: "Staff has been asked to add an agenda item regarding a potential increase to permissible heights of hotels/motels in B-1 districts. In order to consider a change to the Land Development Regulations, either the Board of Supervisors must, by resolution, request the Planning Commission to consider the change, or the Planning Commission may initiate such consideration."

Community Development Director Sam Crickenberger reviewed the two (2) options as shown on Exhibit A:

**Possible Zoning Amendment to allow for Five (5) story buildings in the General Business (B-1) Zone**

605.03-20 Increase in building height up to seventy-five (75) feet for architectural purposes, not to increase habitable floor space beyond ~~four (4)~~ five (5) stories or for advertising purposes.

**AREA AND SETBACK REQUIREMENTS**

<b>DISTRICT</b>	<b>AREA (ACRES)</b>	<b>SETBACK</b>	<b>FRONTAGE</b>	<b>SIDE</b>	<b>REAR</b>	<b>HEIGHT</b>	<b>ACCESSORY BUILDINGS</b>
C-1	N/A	N/A	N/A	25'	50'	N/A	N/A
A-1	See Notes 8 and 9	65'	175'	50'	50'	35'*	5*
A-2	See Notes 8 and 9	65'	175'	50'	50'	35'*	5*
A-T	2	65'	175'	50'	50'	35'*	5*
R-1	See Table 2	25'	100'	15'	25'	35'*	5*
R-2	See Table 2	25'	75'	10'	25'	35'*	5*
B-1	N/A	20'	N/A	20'*	20'	35'*	20'*
I-1	N/A	20'	N/A	20'*	20'	35'*	20'*

(Table 1 Amended by Ord. of 4-14-08; Table 1 Amended by Ord. of 5-27-08)

**RESIDENTIAL DISTRICT- AREA REQUIREMENTS**

USE	PUBLIC WATER & SEWER	PUBLIC/PRIVATE WATER & PRIVATE DRAINFIELD
R-1	.5 ACRES	1 ACRE
R-2	.25 ACRES	N/A
MULTI FAMILY	.5 ACRES PLUS 2000 SF EACH ADDITIONAL UNIT	N/A

(Table 2 Amended by Ord. of 4-14-08)

**\* NOTES**

1. Height measured from average grade to highest point of structure. The height limit for dwellings may be increased to a maximum of 45' and up to 3 stories provided the side line setbacks are increased a minimum of one foot for each additional foot of building height over 35'.

2. The height limit for buildings in the B-1 and I-1 Districts may be increased to 45' 55' and up to 4-5 stories provided the side line setbacks are increased a minimum of one foot for each additional foot of building height over 35'. This limit may be increased to 75' by special exception for architectural purposes with additional sideline setback in a 1:1 ratio.  
(Note 2 Amended by Ord. of 11-22-10)

**Or JUST FOR HOTELS/MOTELS....**

The height limit for Hotels/motels in the B-1 District may be increased to 55' and up to 5 stories provided the side line setbacks are increased a minimum of one foot for each additional foot of building height over 35'. This limit may be increased to 75' by special exception for architectural purposes.

3. A public or semi-public building such as a school, church, library, or hospital may be erected to a height of 60' from grade provided required front, side, and rear setbacks are increased one foot for each additional foot of building height over 35'.

4. Church spires, belfries, cupolas, monuments, water towers, silos, tanks, chimneys, flues, flag poles, television and radio antennae, and associated poles or towers are exempt from height requirement. Parapet walls may be erected up to 4' above building height.  
(Note 4 Amended by Ord. of 4-14-08; Note 4 Amended by Ord. of 10-27-14)

5. Side yard setbacks for B-1 and I-1 Districts are applicable only when adjacent to residential or agricultural districts or corner lots, **except when building height exceeds 35' feet. When the building exceeds 35' in height, side line setbacks are increased a minimum of one foot for each additional foot of building height that exceeds 35'.**

6. Accessory buildings/structures limited to 15' at the highest point when within 20' of property lines. If over 20' from property line (15' in R-1, 10' in R-2) building/structure may be up to 35'. All accessory buildings/structures shall be less than the main building in height except farm and industrial buildings/structures. Accessory buildings/structures shall meet the required front setback of the primary building and shall have a required minimum separation of 5' from the primary building.  
(Note 6 Amended by Ord. of 4-14-08)

7. Decks, ramps, landings, garages and other structures attached to the primary structure shall meet the setbacks applicable to the primary structure except for the ordinary projection of steps, sills, cornices, buttresses, ornamental features, chimneys, flues, and eaves, provided such projections are 2' or less.

8. The minimum lots size in A-1, A-2 and A-T shall be 2 acres unless approved as a clustered development pursuant to Section 712.00, Cluster Developments.

(Note 8 Added by Ord. of 4-14-08; Note 8 Amended by Ord. of 5-27-08)

9. As stated in Note 8, the minimum lot size in the A-1 and A-2 Districts shall be 2 acres. In addition, density in the A-1 and A-2 Districts is regulated by Sections 701.05 through 701.05-4, Section 712.02-1 and Tables 4 and 5.  
(Note 9 Added by Ord. of 5-27-08)

On a motion by Supervisor Hinty, and seconded by Supervisor Lyons, the resolution was adopted by unanimous roll call vote by the Board.

Ayes: Hinty, Lyons, Day, Higgins, Lewis  
Nays: None  
Absent: None  
Abstain: None

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF  
ROCKBRIDGE COUNTY, VIRGINIA, HELD AT THE ROCKBRIDGE  
COUNTY ADMINISTRATIVE OFFICES ON MAY 13, 2019

**RESOLUTION TO ROCKBRIDGE COUNTY PLANNING COMMISSION TO  
CONSIDER AND HOLD PUBLIC HEARING ON AMENDMENTS TO SECTION  
605.03-20 TO INCREASE PERMISSIBLE BUILDING HEIGHTS FOR  
HOTELS/MOTELS IN THE GENERAL BUSINESS DISTRICT (B-1) FROM 4 STORIES  
TO 5 STORIES, AND FOR CORRESPONDING AMENDMENTS IN THE NOTES TO  
TABLE 1. AREA AND SETBACK REQUIREMENTS**

WHEREAS, the Rockbridge County Board of Supervisors has considered proposed amendments to the Rockbridge County Land Development Regulations to increase permissible building heights for hotels/motels in the General Business District (B-1) from 45 feet to 55 feet and from 4 stories to 5 stories, and for corresponding amendments to the **NOTES** to TABLE 1. AREA AND SETBACK REQUIREMENTS, including NOTE 2 and NOTE 5 to provide that, when the building exceeds 35' in height, the sideline setbacks are increased a minimum of one (1) foot for each additional foot of building height over 35 feet; and,

WHEREAS, the Board of Supervisors has determined that the proposed amendments address good zoning practice by providing that the Planning Commission and the Board of Supervisors, through the zoning process, consider permissible building heights for hotels and motels and determine whether an increase in permissible heights (from those established in 1972) is warranted, based on current standards; and,



WHEREAS, the Board of Supervisors deems it appropriate and in the public interest to consider the proposed changes and to proceed with the process for amendments to the Land Development Regulations.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Rockbridge County to approve for referral to the Planning Commission, to consider and hold public hearing, on the amendments to Section 605.03-20 for increase in permissible building heights for hotels/motels in the General Business District (B-1) from 4 stories to 5 stories, and for corresponding amendments in the NOTES to TABLE 1. AREA AND SETBACK REQUIREMENTS, as set forth on Exhibit A attached hereto and incorporated herein by reference, for public hearing and consideration by the Planning Commission, and recommendation to the Board of Supervisors.

Adopted this \_\_\_\_ day of May, 2019.

**Appointments:**

**RARO Board of Directors- Natural Bridge Vacancy:**

Supervisor Higgins advised that Rebecca Raynal, who served on the RARO Board of Directors for the Natural Bridge District, has previously resigned leaving a vacancy. He shared that Supervisor Hinty has agreed to serve as the Natural Bridge representative to fill Ms. Raynal's term.

On a motion by Supervisor Higgins, and seconded by Supervisor Lyons, Supervisor Hinty was appointed to the RARO Board of Directors by unanimous roll call vote by the Board.

Ayes: Higgins, Lyons, Day, Hinty, Lewis  
Nays: None  
Absent: None  
Abstain: None

**Staff Reports:**

Supervisor Higgins moved to accept the reports as presented.

Supervisor Hinty provided the second, and the motion carried by unanimous roll call vote by the Board.

Ayes: Higgins, Hinty, Lyons, Day, Lewis  
Nays: None  
Absent: None  
Abstain: None

**Board Comments or Announcements:**

Supervisor Hinty announced that he would be retiring from politics after 16 years, and would not be seeking another term on the Board of Supervisors. He then commended all staff for their work during his time on the Board.

Chairman Lewis commended Supervisor Hinty for his service to the community.

**Adjournment:**

With no further business to discuss, Supervisor Higgins moved to adjourn this meeting at 6:33 p.m. A second was provided by Supervisor Hinty, and the motion carried by unanimous roll call vote by the Board.

Ayes: Higgins, Hinty, Lyons, Day, Lewis  
Nays: None  
Absent: None  
Abstain: None