

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, AUGUST 12, 2019 AT 5:30 P.M.

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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

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CALLED TO ORDER:

Chairman Lewis called the meeting to order at 5:31 p.m. He 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:**

Chairman Lewis called for changes to the Agenda. There were none.

**Recognitions and Presentations:**

Chairman Lewis called for any recognitions or presentations. There were none.

**Citizens Comments:**

Chairman Lewis called for citizens comments. There were none.

**Approval of the July 18, 2019 and July 22, 2019 Minutes:**

Supervisor Lyons moved to approve both sets of Minutes as presented. A second was provided by Supervisor Hinty, and the motion carried by the following roll call vote by the Board:

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

**County Financial Package:**

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

"Section I - Commissioner of the Revenue

Activities for Month:

1. Preparing personal property file to send to NADA for pricing.
2. Manually pricing personal property items that NADA is unable to assess, as well as business personal property.
3. Presenting 2019 personal property book to the Treasurer on or before August 23rd.
4. Preparing 2020 land use re-validation forms for mailing.
5. Entering the August DMV report.
6. Assessing and entering new construction for 2019.
7. Continuing audits of 2018 Federal Schedule C.
8. Two staff members attending BAI Municipal Software training in August 2019.

Section II - Treasurer

Activities for Month:

1. Statement of Treasurer's Accountability due the Auditor of Public Accounts on August 23, 2019 was completed and mailed on August 2, 2019.
2. Personal Property Supplement books for 2016, 2017 & 2018 tax years received from the Commissioner of the Revenue; bills were print and mailed - their due date is August 23, 2019.
3. Debt Set Off collections continue \$1,807.05 associated with 13 filings.
4. Present FY 2019 Delinquent Tax Report"

Treasurer Betty Trovato presented the FY 2019 Delinquent Tax Report.

Mr. Bolster reviewed the Revenues Verses Expenditures Chart followed by the County's Appropriation Resolution. He requested that the resolution be amended to add a Rockbridge Farmers Coop invoice totaling \$32,875.00 for Parks and Recreation's purchase of a tractor and attachments.

Supervisor Higgins moved to approve the amended Appropriation Resolution. A second was provided by Supervisor Lyons, and the motion carried by the following roll call vote by the Board:

Ayes: Higgins, Lyons, Day, 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, AUGUST 12, 2019 AT 5:30 P.M.

On motion by Supervisor Higgins, seconded by Supervisor Lyons, 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, 2020**, from the UNAPPROPRIATED SURPLUS of the **GENERAL FUND** and expended as follows:

4-11-31020-7005 Police Equipment.....	<u>\$2,505.00</u>
<b>Total General Fund Appropriations</b>	<b>\$2,505.00</b>
<b>Total Appropriations</b>	<b>\$2,505.00</b>
<b>Current County</b>	
11 - General Fund	\$992,279.53
94 - Central Stores	\$7,371.93
376 - Capital Purchases Fund	<u>\$33,985.93</u>
<b>Total County Bills</b>	<b>\$1,033,637.39</b>
<b>Current Fiscal Agent</b>	
80 - Regional Jail	<u>\$204,727.41</u>
<b>Total Fiscal Agent</b>	<b>\$204,727.41</b>
<b>TOTAL ALL BILLS</b>	<b>\$1,238,364.80</b>

**Consideration of County Surplus Vehicles and Equipment Resolution:**

Mr. Bolster presented the Surplus Property Resolution and recommended approval as presented.

On a request by Chairman Lewis, Mr. Bolster reviewed each item listed as surplus, as found in the resolution.

Supervisor Hinty moved to approve the Resolution as presented. A second was provided by Supervisor Day, and the motion carried by the following roll call vote by the Board:

- Ayes: Hinty, Day, Lyons, 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 MONDAY, AUGUST 12, 2019

**RESOLUTION TO DECLARE VEHICLES AND EQUIPMENT HELD AT ROCKBRIDGE COUNTY FACILITIES AS SURPLUS AND TO AUTHORIZE DISPOSAL THROUGH PUBLIC SALE OR AUCTION, INCLUDING ONLINE PUBLIC AUCTION**

**WHEREAS**, County Departments have turned in two vehicles and equipment formerly used in staff operations to the Fiscal Services Department, and these assets are the property of the County of Rockbridge; and,

**WHEREAS**, staff has evaluated the need for use of the former staff vehicles and equipment by other County departments or governmental agencies, and recommends that the items be declared as surplus and sold through public sale or auction, including online public auction.

NOW, THEREFORE, be it RESOLVED by the Board of Supervisors of Rockbridge County, Virginia, as follows:

1. That the following Rockbridge County vehicles and equipment be, and hereby are, declared surplus property:

<b>Year</b>	<b>Make</b>	<b>Model</b>	<b>VIN/SN</b>	<b>~Mileage/Hours</b>
2001	Ford	Escape	A38616	163,907
2003	Ford	Explorer	C36069	185,205
1965-73	John Deere	1020 Farm Tractor	23154T	4,200
1984	John Deere	Scraper Blade - GB1	11893	N/A
N/A	Ingersol Rand	Air Compressor 10hp	625882	N/A
N/A	John Bean	Wheel Balancer	1DQ017	N/A
N/A	NAPA	10-ton Floor Jack	N/A	N/A
N/A	Sercon	R12 A/C Machine	N/A	N/A
N/A	Sunex	Transmission Jack	N/A	N/A
1999	HP Plotter	DesignJet 1050C	416232	N/A

2. That the County Administrator or the Fiscal Services Director, as the County Purchasing Agent, is hereby authorized to dispose of said surplus property through public sale or auction, including online public auction, and to sell said property to the highest competitive bidder.

3. That the proceeds of the sale be paid into the General Fund of the County.

4. That the County Administrator or the County Purchasing Agent is hereby authorized to execute such documents and take such actions on behalf of the County as are necessary and appropriate to accomplish the sale of said property, all of which shall be on form approved by the County Attorney.

5. That this resolution shall be effective on and from the date of its adoption.

Adopted this 12<sup>th</sup> day of August, 2019.

**Update on Recycling Changes:**

County Administrator Spencer Suter briefly reviewed the Agenda Item which included the following information:

"Staff needs to update the Board on two general items related to recycling.

1) New fees proposed for comingled recycling, paper and cardboard - As you are aware, the recycling market remains in a decline. Recently staff met with representative from RDS, Inc., the Roanoke company which receives most of our recyclables (paper, comingled plastic/tin/aluminum, and cardboard). As we have been a good customer, delivering "clean" (properly sorted and uncontaminated) comingled and cardboard product, they have held off on assessing any handling fees, which is now a standard practice for recyclers. However, we were recently notified that RDS will begin assessing handling fees for the materials we send. To recap our process, both the County and City of Lexington haul comingled recyclables to the BRRA, where it is compacted together to increase hauling efficiency. C&S Disposal then hauls it to RDS in Roanoke under its contract with C&S. The County and City then split the hauling costs on the proportion of tonnage. In order to make their comingled recyclables "cleaner", the City recently removed paper from their recyclables, such that our combined stream is now the same. The localities handle cardboard independently - the County utilizes C&S to haul ours direct to RDS. RDS notes that the material delivered to them will be assessed the following fees beginning September 1<sup>st</sup>:

Comingled - \$53 per ton - not to exceed

Mixed Paper - \$35 per ton - sliding scale based on market

Cardboard - \$0 per ton - sliding scale based on market

Potential impacts are shown below, based on FY2019 tonnages.

Material	FY2019 Tons	New Per-Ton Fees	Proposed New Fee Impacts*
Comingled	103	\$53	\$5,459
Mixed Paper	209	\$35	\$7,315
Cardboard	59	\$0	\$0
			\$12,774
* - 12 months - Based on FY2019 tonnages			

As noted above, comingled recyclables from the County and City are shipped together to RDS under the County's hauling contract with C&S disposal. County and City staff have met with RDS and we agree that an enhanced arrangement would involve a contract directly between and among the City, County and a recycling destination such as RDS. In order to comply with our procurement policy, we will need to solicit quotes from at least three providers (if available). We are currently soliciting these quotes. In the meantime, we will need to continue operating under the existing arrangement, running the recyclables through C&S's agreement with RDS. We plan to return to the Board with a recommended contract upon receipt of quotes.

2) Glass - There is no market for glass. As reported to the Board previously, the BRRR has tried to crush glass and use it as road base and for landfill seeps, but is now simply putting it in the landfill face, based on the logistics of crushing and moving the glass for alternative uses such as road base and daily cover. We have identified three options moving ahead:

- a. Cease acceptance of glass as a recyclable. This would mean that the glass would be introduced into the waste stream and would translate into a \$54/ton tipping fee cost.
- b. Pay a recycler to take the glass. In addition to hauling costs, the processing fee would be \$75 per ton.
- c. Provide the BRRRA with a reasonable fee to continue processing the glass for alternative uses

County and City staff agree that option 3 is the recommended approach. I have spoken with BRRRA Director Ray York and Lexington Director of Public Works Jeff Martone and we agree that a \$25 per ton fee for the BRRRA to process and reuse glass collected by the two localities is a fair price. Based on an estimated 150 tons of glass annually delivered by the County, the additional cost to the County would be \$3,750. Mr. York has indicated that there will be some initial challenges while the old cell capping project is being completed, but that these can be overcome. In the longer term, glass would be tipped in the borrow area to be crushed by machine and mixed with soil to be used as daily cover - and the \$25 per ton fee will assist in offsetting associated costs.

We will continue to look for opportunities to recycle, and will also seek alternatives any available efficiencies in recycling destination costs."

Mr. Suter noted that the purpose of the report was to update the Board on the charges to be incurred beginning September 1<sup>st</sup>, and to gain consensus on a plan to begin paying the BRRRA \$25 per ton to process glass.



Mr. Suter then commended Solid Waste and Recycling Manager Tracy Shafer and her staff at collection sites for their continued hard work. He added that RDS has commented that the County's cardboard is the cleanest product that they receive from all their customers.

Chairman Lewis asked for clarification on the current RDS contract.

Mr. Suter replied that there is no current contract with RDS, however, the County does have a hauling contract with C&S Disposal which hauls the recyclables to RDS for the County. He explained that heretofore, we have simply utilized the C&S Contract.

Ms. Shafer advised that finding a glass processor at an affordable price is nearly impossible. She stated that it is State mandated that the County maintain a 15 percent recycling rate, which could become a problem if we stop recycling glass.

Supervisor Hinty moved to accept staff's request to authorize payment of \$25 per ton for glass processing by the Blue Ridge Resource Authority. A second was provided by Supervisor Day, and the motion carried by the following roll call vote by the Board:

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

Supervisor Day commended Ms. Shafer for all of her hard work.

Supervisors Lewis and Higgins concurred.

Supervisor Hinty asked for an update on the Fancy Hill Collection Site.

Ms. Shafer stated that the contractor had broken ground the previous week and have been hauling topsoil off. She advised that they have not hit any rock and are currently working on the entrance.

Mr. Suter noted that the rain over the past several months had held up the project.

Supervisor Higgins asked Ms. Shafer if she had noticed any problems since closing two collection sites.

Ms. Shafer stated that there is a concern at the Buck Hill collection site, but have added another container to help.

**Report on RANA's Plan for Electrical Improvements at the Data Center:**

Mr. Suter briefly reviewed the Agenda Item which included the following information:

"Over the past several months, the RANA Board has been contemplating upgrades to its electrical system redundancy. Initial estimates for the upgrades were in the \$150,000 to \$200,000 range. At its last regular meeting on August 5<sup>th</sup>, the RANA Board received a report from RANA Executive Director Scott Robertson, who has been able to get the price reduced to a maximum of \$80,000 and, via ongoing negotiations will likely be able to further reduce that number. Mr. Roberson subsequently remitted a summary of his findings to his Board and Managers of the three member localities. The purpose of this report to the Board of Supervisors is that when RANA arrives at a final cost, it will likely be approaching the three localities with a request for funding assistance."

RANA's Executive Director Scott Robertson concurred with Mr. Suter's review and added that the RANA Board believes it is crucial to bring the

current equipment up to date with the proposed upgrade at the Data Center. He shared that, although there is nothing technically wrong with the way the current equipment is installed, it is unstable.

Supervisor Hinty added that the recent power losses in the area take a toll on the equipment.

Mr. Robertson added that the current equipment is not as resilient as it could be, but will be after the upgrade. He agreed with Supervisor Hinty's statement that irregularity of power loss has caused concern. On another note, Mr. Robertson advised the Board of a Sweden company, much like Verizon is to us, will be coming to the Data Center to utilize space.

Supervisor Higgins and Mr. Suter both shared their full faith and confidence in Mr. Robertson's abilities and in his request. Mr. Suter announced Mr. Robertson's retirement later in the Fall.

**Update on the Maury Scenic River Designation:**

Mr. Suter briefly reviewed the Agenda Item which included the following information:

"At a regular meeting of the Board on May 13<sup>th</sup>, the Board heard a request from a citizen group to officially ask the Virginia Department of Conservation and Recreation (DCR) to conduct a study of the upper Maury River in order to ascertain suitability as a Virginia Scenic River. The section of the river in consideration is from the confluence of the Calfpasture and Little Calfpasture Rivers to Beans Bottom at the Furrs Mill Road bridge. To recap, the process for designation is 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.

Here are links to additional information.

<http://www.dcr.virginia.gov/recreational-planning/srmain>

<http://www.dcr.virginia.gov/recreational-planning/document/srdoesdoesnt.pdf>

On Wednesday, August 7<sup>th</sup>, DRC representatives conducted a "windshield tour" of the river segment and then held a meeting at the Rockbridge Baths Volunteer Fire Department (5:30 - 7:00 PM). The meeting was advertised prior in the News Gazette and was attended by 59 interested citizens. Due to prior commitment to another meeting I was unable to attend, but it was my understanding that the meeting was very positive in nature.

The next step in the process will be a "paddle tour" of the segment by DRC, during which DCR staff will assess the scenic quality of the river as viewed from a canoe or kayak. This will be the most difficult portion of the assessment, as the water levels on the Maury rise and fall quickly. Thus, there are limited windows of suitable paddling conditions. When the

survey is complete, DCR will issue findings and staff will bring them back to the Board.”

Chairman Lewis noted that Environmental Programs Planner Lynn Crump advised that the participants had done such good work that it helped speed up the project.

Supervisor Day asked Mr. Suter if he knew how many feet the water and Beans Bottom dropped since removal of the dam. He asked Mr. Suter if he agreed around 5 foot.

Mr. Suter stated he was not sure, but noted that the dam had been 9 feet tall. He indicated that the perceived impacts may be more in some places than others due to the varying bottom depth.

**Appointments:**

**RARO Board: Hunter McClung's Term Expired 6/30/2019:**

**Social Services Board: Candace Berry Resigned- Term Expires**

**7/31/2020:**

There were no appointments. Both items were moved to the next Agenda.

**Monthly Staff Reports:**

Supervisor Higgins moved to accept the Monthly Staff Reports. A second was provided by Supervisor Hinty, and the motion carried by the following roll call vote by the Board:

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

**Closed Meeting:**

At 6:13 p.m., Supervisor Day moved to enter into a closed meeting as Permitted by Virginia Code §2.2-3711(A)(3), discussion or consideration of a matter involving acquisition of real property for public purposes, where discussion in open meeting would adversely affect the County's bargaining position or negotiating strategy. A second was provided by Supervisor Higgins, and the motion carried by unanimous roll call vote by the Board.

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

Supervisor Hinty moved to reconvene in open session following the closed meeting. A second was provided by Supervisor Higgins, and the motion carried by unanimous roll call vote by the Board.

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

Supervisor Hinty moved that the Board certify that, in the closed meeting just concluded, to the best of each member's knowledge, nothing was heard, discussed or considered except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be so discussed as exempt from open meeting requirements under the provisions of the Virginia Freedom of Information Act cited in that motion. A second was provided by Supervisor Higgins, and the motion carried by unanimous roll call vote by the Board.

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

**Adjournment:**

At approximately 6:34 p.m., Supervisor Hinty moved to adjourn. A second was provided by Supervisor Day, and the motion carried by the following roll call vote by the Board:

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