

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, MARCH 11, 2013, AT 5:30 P.M.

PRESENT: CHAIRMAN R.R.CAMPBELL
MEMBERS: A.W.LEWIS, JR, J.M.HIGGINS, R.S.FORD, D.W.HINTY, JR.
CLERK TO BOARD: SPENCER H. SUTER
COUNTY ATTORNEY: VICKIE L. HUFFMAN
FISCAL DIRECTOR: STEVE BOLSTER
STAFF: SAM CRICKENBERGER, ROBERT FORESMAN, KENNY WILSON,
MARILYN EARHART, JULIE WHITESELL, BRANDY WHITTEN

Call to Order

Chairman Campbell called the meeting to order.

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

Items to be added to the agenda/ Changes to the Agenda

Spencer Suter, County Administrator, presented a "Resolution Ratifying and Confirming the Declaration of a Local Emergency", explaining that, due to power outages and heavy winds from a snow storm the previous week, he had consulted with Chairman Campbell and declared a local State of Emergency at 12:45 p.m. on March 6, 2013. He further explained that the State Code requires that the Board ratify a Declaration of Local Emergency. Mr. Suter requested the Board's approval of a "Resolution Ratifying and Confirming the Declaration of a Local Emergency."

On a motion by Supervisor Lewis, seconded by Supervisor Higgins, the resolution was adopted by the following roll call vote:

AYES: Lewis, Higgins, Ford, Hinty, Campbell
NAYES: None
ABSENT: None

The following has been executed and filed in the office of the Clerk to the Board:

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY, VIRGINIA, HELD AT THE ROCKBRIDGE COUNTY ADMINISTRATIVE OFFICES ON MONDAY, MARCH 11, 2013

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF A LOCAL EMERGENCY

WHEREAS, the Board of Supervisors of the County of Rockbridge, Virginia, does hereby find as follows:

- (1) That due to the occurrence of a severe, countywide snowstorm which commenced in the County at approximately 8:00 PM on Tuesday, March 5, 2013, and continued through the day of Wednesday, March 6, 2013, during which widespread power outages occurred as a result, and the County of Rockbridge faced conditions of extreme peril to the lives, safety, and property of the residents of and visitors to Rockbridge County; and,
- (2) That the Director of Disaster and Emergency Management deemed that a state of emergency existed at 12:45 PM on March 6, 2013, and continued through and until 11:59 PM on March 7th; and,
- (3) That as a result of this extreme peril, of sufficient severity and magnitude to warrant coordinated local government action to prevent or alleviate the damage, loss, hardship or suffering threatened or caused thereby, the proclamation of the existence of an emergency was necessary to permit the full powers of government to deal effectively with this condition of peril; and,
- (4) That a State of Emergency was subsequently declared in accordance with Code of Virginia Section 44-146.21;
- (5) That circumstances at the time of the onset of the emergency did not permit the Rockbridge County Board of Supervisors to convene to consent to the declaration of a local emergency; and,
- (6) That a Board of Supervisors ratification of the declaration is required.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Rockbridge, Virginia, as follows:

1. That a local emergency existed throughout the County of Rockbridge and the declaration of a state of emergency by the Director of Emergency Management is hereby RATIFIED and CONFIRMED; and,
2. That, during the existence of this emergency, the powers, functions, and duties of the Director of Emergency Management and the Emergency Services organization and functions of the County of Rockbridge as prescribed by the laws of the Commonwealth of Virginia and the ordinances, resolutions, and approved plans of the County of Rockbridge, were

implemented in order to mitigate the effects of said emergency; and,

3. That the County Administrator/Director of Emergency Management shall undertake all possible efforts required in attempting to recover any emergency-related local expenditures from the Commonwealth of Virginia, the Federal Emergency Management Agency (FEMA), or any available, non-local source.

4. That this resolution shall be effective as of March 5, 2013.

Adopted this 11th day of March, 2013.

Recognitions/Presentations

Presentation of Mission, Vision, Values, and Strategic Priorities

Mr. Suter explained that, in the fall of 2013, the Board agreed to develop Mission, Vision, and Value Statements. After interviewing several potential candidates, Mr. Suter selected Mr. Jerry Burgess, former County Administrator for Botetourt County, as the facilitator for a Board Retreat . Mr. Suter explained that, prior to the Board Retreat, Mr. Burgess had met with each Board member privately to document their perspectives on future needs for Rockbridge County, thereby allowing him to guide the Board Retreat in an effective and productive manner. The Board Retreat was held on Saturday, February 16, 2013, in the Jury Meeting Room of the Rockbridge County Courthouse. Mr. Suter introduced Mr. Burgess, who then gave a PowerPoint presentation detailing the key points of the retreat, including the Mission, Vision, and Values Statement and Strategic Priorities for the next three to five years. Following the presentation, Mr. Burgess recommended that the Board conduct a "follow-up" meeting in 2014 to see if/how these goals have been accomplished and where there might be room for improvement or amendment.

Chairman Campbell commended Mr. Burgess for conducting this retreat, and then thanked the entire Board for their willingness to participate in this retreat.

Mr. Suter then presented a framed copy of the Mission, Vision, and Values Statement, which will be posted in the Board Meeting Room. He noted that each County office will also receive a framed copy to be posted likewise.

Chairman Campbell requested approval of the Resolution adopting the Vision, Mission, and Values Statements for the Rockbridge County Board of Supervises. On a motion by Supervisor Hinty, seconded by Supervisor Ford, the Resolution was adopted by unanimous vote by the Board.

AYES: Hinty, Ford, Higgins, Lewis, Campbell
NAYES: None
ABSENT: None

Chairman Campbell requested approval of the Resolution adopting the Strategic Priorities for the Rockbridge County Board of Supervisors. On a motion by Supervisor Higgins, seconded by Supervisor Hinty, the resolution was adopted by unanimous vote by the Board.

AYES: Higgins, Hinty, Ford, Lewis, Campbell
NAYES: None
ABSENT: None

The following has been executed and filed in the office of the Clerk to the Board of Supervisors. A copy has been framed and posted in the Board of Supervisors Meeting Room.

**RESOLUTION ADOPTING VISION, MISSION AND VALUES STATEMENTS FOR THE
ROCKBRIDGE COUNTY BOARD OF SUPERVISORS**

WHEREAS, the members of the Rockbridge County Board of Supervisors have agreed that the County would benefit significantly from a comprehensive Vision for the future; and,

WHEREAS, the Board also recognizes the importance of translating that Vision into a clear and focused Mission; and,

WHEREAS, the Board also wishes to establish a set of tenets as the foundation upon which all decisions in support of the Vision and Mission are made; and,

WHEREAS, the Board, following significant and thoughtful preparations, assembled on February 16th, 2013, with the express purpose of achieving consensus in the establishment of official Vision, Mission and Values statements; and,

WHEREAS, the Board successfully accomplished its objective in this endeavor,

NOW, THEREFORE, BE IT RESOLVED: That the Board of Supervisors of the County of Rockbridge, Virginia, does hereby:

Envision a community defined by first class educational programs for youth and adults, enhanced through widespread and quality access to broadband connectivity; where our citizens enjoy a healthy, safe environment; where rural character, scenic beauty and agricultural roots are respected, protected and balanced with sensible and managed growth to include high technology development and promotion of local agriculture and outdoor recreation as part of the economic base; where the levels of services provided meet or exceed the expectations of our residents at every level; and where our youth and succeeding generations can grow, play and economically thrive.

Have a *Mission* to provide leadership, responsibly allocate resources, and establish policies which will promote safety, protection of our rural environment, education, and managed growth in a manner which is at all times open, honest and respectful.

In every interaction and decision, will adhere to the tenets of:

Integrity, as the foundation for all that we do,

Openness, in the conduct of all public business,

Mutual Respect, for the citizens we serve, the staff we employ, and for each other,

Innovation and Adaptability, as we encounter challenges or opportunities, whether they be large or small.

Humility, as we exercise leadership,

Accountability, at all times and for every action or outcome, and

Loyalty, in word and deed to each other and our community.

AND, BE IT FURTHER RESOLVED: That this collection of solemn statements will be used as the basis for all deliberations, decisions and interactions.

Adopted this 11th day of March, 2013.

The following resolution has been executed and filed in the office of the Clerk to the Board of Supervisors:

RESOLUTION ADOPTING STRATEGIC PRIORITIES FOR THE ROCKBRIDGE COUNTY BOARD OF SUPERVISORS

WHEREAS, the members of the Rockbridge County Board of Supervisors have adopted Vision, Mission and Values statements; and,

WHEREAS, the Board, following development of such statements on February 16th, 2013, discussed the value of identifying Strategic Priorities in support of the County's Vision and Mission; and,

WHEREAS, the Board agreed that Strategic Priorities should be aggressive, yet attainable; and,

WHEREAS, the Board determined that a three to five year period represents a realistic planning timeframe; and,

WHEREAS, the Board, following detailed and thoughtful discussions, agreed on a set of strategic priorities which support the Boards Vision and Mission and which could realistically be accomplished in the next three to five years;

NOW, THEREFORE, BE IT RESOLVED: That the Board of Supervisors of the County of Rockbridge, Virginia, does hereby adopt the following Strategic Priorities:

1. Develop a local solution to manage our regional waste stream.
2. Provide Fire and EMS services which meet or exceed the expectations of the public served.
3. Proactively position the County to create and subsequently take full advantage of economic development opportunities in a nimble and responsive fashion.
 - Develop tools/mechanisms such as:
 - a quality website for marketing Rockbridge County
 - regional cooperatives/partnerships
 - dedicated staffing/staff training
 - an economic development plan
 - a business incentive policy
4. Explore all opportunities for regional cooperation which are operationally and economically sensible and in the best interests of our citizens.
 - Revisit all regional agreements to determine if they align with current needs and budget priorities.
 - Dedicate ourselves to enhancing relationships with local public service entities in order to identify and implement economies and efficiencies in operations.
5. Ensure the long-term viability of the County through proactive financial planning.
 - Develop and adhere to a fund balance policy to include a rainy day fund.

Adopted this 11th day of March, 2013.

Chairman Campbell and Supervisor Hinty again commended Mr. Burgess for his conducting the Board Retreat.

Citizen Comments

Chairman Campbell called for citizen comments.

Hunt Riegel of the Natural Bridge Magisterial District informed the Board of a county-wide cleanup day hosted by the Rockbridge Area Conservation Council on April 6, 2013. He noted that this will mark the 19th annual clean-up. He then commended Recycle Rockbridge for its

cooperation, noting that there will be assistance at each of the Recycling Centers to help provide safety materials and bags to those who are willing to participate.

Mr. Pat Patterson of the Walkers Creek Magisterial District then approached the Board and indicated that he is a sheep farmer in Brownsburg. He informed the Board of a disease called toxoplasmosis that is carried by feral cats and causes abortions when passed to sheep. Over the past years, his sheep have experienced abortions that he believes are caused by cats being fed at the Wade's Mill dumpster site, near his farm. He asked for the Board's support to resolve this issue. He then distributed pictures of the dumpster site, pointing out paper plates which were being used to serve food to the cats. He further explained that people were picking up the cats, taking them to be spayed or neutered, and then bringing them back to drop them off. He expressed concern over this practice and noted that, if he were to take care of the problem himself, he might find himself having to explain his actions to Sheriff Blalock. He noted that he did not think that this was the best solution. He noted that several folks in his area have 20 or more domestic cats, but that while he never sees them, he sees feral cats all the time.

Chairman Campbell asked Mr. Patterson if he believed that this disease could affect immune deficiency in cats, as his family cat recently passed due to a feline disease that is similar to AIDS in humans.

Mr. Patterson was unaware of the affects this disease has on cats but expressed knowledge of the affects this disease has on sheep.

Supervisor Higgins asked Mr. Patterson if he was aware of any vaccines that could be given to his sheep or to the feral cats.

Mr. Patterson confirmed that there is a vaccination that could be given to the cats but feels that this is not the answer to solving his problems with his sheep being infected by this disease.

Chairman Campbell indicated that the Board would further research the possibilities of solving this problem and will then be in touch with Mr. Patterson.

Approval of Minutes for February 25, 2013

Supervisor Ford moved to adopt the February 25, 2013 minutes, seconded by Supervisor Higgins, and approved by the following roll call vote:

AYES: Ford, Higgins, Lewis, Hinty, Campbell

NAYES: None

ABSENT: None

Financial Report

Director of Finance, Steven Bolster, reviewed his monthly memorandum to the Board. Activities for the Commissioner of the Revenue included: successfully completed a busy Business License registration process; compared Business License file with Schedule C information for discrepancies; continued helping citizens with State income tax preparing and processing; started preparation for the Real Estate tax book; and reconciled monthly DMV additions and deletions to gain more accurate data.

Mr. Bolster indicated that Betty Trovato, Rockbridge County Treasurer, would like to commend Mr. Chris Slaydon, Assistant Director of Community Development, for his assistance with the new process of filing

for a Business License.

In response to a question by Supervisor Lewis, Mr. Slaydon indicated that all presumed problems with obtaining a new Business License have been discovered.

Sam Crickenberger, Director of Community Development, informed the Board that a few issues have arisen in regard to the new Business License renewal method, and that those issues will be brought to the Board within the next couple of months.

Mr. Bolster then listed the Activities of the Treasurer which included: County decals going on sale March 1st, with a deadline to obtain these of April 15; processing debt set-off transactions; beginning to see 2012 State income tax payments; continuing to work with the towns of Glasgow and Goshen in reconciling dog tag records; in regards to the Land-use Program, parcels of land on which taxes have not been paid in full by April 1, 2012 will be receiving a letter stating that the land is subject to removal from the program; and developing a new design for Real Estate tax form schedule to be sent out in May 2013.

He informed the Board that the IRS Tax-Exempt Bond office has issued guidance on the effect of the sequester on direct pay bonds. Payments made to issuers on or after March 1, 2013, through and including September 1, 2013, will be reduced 8.7 percent, unless Congressional action changes the reduction percentage. He noted that this information impacts the anticipated reimbursement on the interest payment associated with the County's Quality School Construction Bond payment due June 2013. The County was scheduled to receive 100% reimbursement of \$159,375. The reimbursement will go down by 8.7% or \$13,865.63; net reimbursement will

be \$145,509.38.

He then mentioned that the Fluorescent Light bulbs, recess lights, and exit lights that were removed from the Board Meeting Room during the renovation were advertised on Govdeals.com and sold for \$50.00.

Mr. Bolster presented the Revenues vs. Expenditures chart and explained that both revenues and expenditures were higher than anticipated, due to unexpected costs not incorporated in the budget for FY 12/13, and also due to an unanticipated influx of funds. Some of the expenditures included renovating Board Meeting Room, the Rich Hole Fire reimbursements, and the search for a new County Administrator.

He then presented the proposed School Appropriations Resolution for the month. In response to a question by Supervisor Hinty, Mr. Bolster confirmed that the balance for the schools' capital improvement restricted account, after appropriating for the repairs to the roof of the Rockbridge County High School, will be \$868,000.

After review, Supervisor Hinty made the motion to approve the School Appropriation Resolution and Supervisor Ford provided the second. The following has been executed and recorded:

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, MARCH 11, 2013 AT 5:30 P.M.

On motion by Supervisor Hinty, seconded by Supervisor Ford, the Board, by record vote adopted the following appropriation resolutions:

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriations are, and the same hereby are

made, for the period ending **June 30, 2013** in **FUND 50, SCHOOL FUND** and expended as follows:

RCHS Roof

4-50-64200-6007-915 Building Supplies..... \$123,808.00

TOTAL FUND 50 APPROPRIATIONS **\$123,808.00**

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriations are, and the same hereby are made, for the period ending **June 30, 2013** in **FUND 70, SCHOOL CONSTRUCTION FUND** and expended as follows:

4-70-66200-3160-950 Purchased Services..... \$1,232,808.00

TOTAL FUND 70 APPROPRIATIONS **\$1,232,808.00**

RECORDED VOTE:

AYES: Hinty, Ford, Higgins, Lewis, Campbell
NAYS: None
ABSTAIN: None
ABSENT: None

Mr. Bolster presented the proposed County Appropriation Resolution and bills. He noted the following changes: changing the second line item to 4-11-32080-3006 CERT and deleting the third and fourth line items entitled Equipment and Materials and HAZMAT Materials and Supplies. With these changes, the new Total General Fund Appropriations became \$192,117.00, and the Total Appropriations became \$194,591.00.

Mr. Crickenberger clarified the appropriation for line item 4-11-71010-5614 entitled "Contrib.-Chessie Trail Connection", indicating that it is the County's match to the City of Lexington's Enhancement grant approved in 2011 to make improvements to Jordan's Point Park, including a pedestrian connection to the Chessie Trail. He noted that the County is just now being invoiced for the work.

After review, Supervisor Lewis made the motion to approve the County Appropriation Resolution and to pay the bills. A second was provided by Supervisor Higgins. The following has been executed and recorded:

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, MARCH 11, 2013, AT 5:30 P.M.

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

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriation/s are, and the same hereby is made, for the period ending **June 30, 2013**, from the UNAPPROPRIATED SURPLUS of the **GENERAL FUND** and expended as follows:

| | |
|---|---------------------|
| 4-11-11010-3001 Professional Services..... | \$6,574.00 |
| 4-11-32080-3006 CERT (2013)..... | \$1,606.00 |
| 4-11-44010-3404 Maintenance-Bldg & Grounds (Garage).... | \$1,371.00 |
| 4-11-44010-7001 Capital Outlay (Garage)..... | \$3,064.00 |
| 4-11-71010-5614 Contrb.-Chessie Trail Connection..... | \$15,750.00 |
| 4-11-81090-3002 Transportation Grant..... | \$7,381.00 |
| 4-11-81090-3006 Greenhouse Village Grant..... | \$3,950.00 |
| 4-11-81090-5623 Contrb.-Horse Ctr Debt(Lodging Tax).... | \$9,357.00 |
| 4-11-81090-5699 RANA Expense..... | \$16,782.00 |
| 4-11-99010-6191 Transfer to Transfer Station..... | \$2,474.00 |
| 4-11-99010-6501 Transfer to School Fund..... | \$123,808.00 |
| Total General Fund Appropriations | \$192,117.00 |

APPROPRIATION RESOLUTION

BE IT RESOLVED: By the Board of Supervisors of Rockbridge County, Virginia, that the following appropriation/s are, and the same hereby is made, for the period ending **June 30, 2013**, from the UNAPPROPRIATED SURPLUS of the **SWA/LANDFILL FUND** and expended as follows:

| | |
|--|---------------------|
| 4-19-19060-7001 Construction-Transfer Station..... | \$2,474.00 |
| Total SWA/Landfill Fund Appropriations | \$2,474.00 |
| Total Appropriations | \$194,591.00 |

Current County

| | |
|---------------------|-------------------|
| 11 - General Fund | \$552,644.23 |
| 19 - SWA/Landfill | \$32,705.63 |
| 20 - SWA/Recycling | \$4,961.28 |
| 94 - Central Stores | <u>\$1,047.49</u> |

Total County Bills **\$591,358.63**

Current Fiscal Agent

| | |
|-------------------------|-----------------|
| 22 - RANA | \$61,738.89 |
| 80 - Regional Jail | \$53,534.33 |
| 93 - CSA Administration | <u>\$605.42</u> |

Total Fiscal Agent **\$115,878.64**

TOTAL ALL BILLS **\$707,237.27**

RECORDED VOTE:

AYES: Lewis, Higgins, Ford, Hinty, Campbell
NAYS: None
ABSTAIN: None
ABSENT: None

Mr. Bolster requested approval by the Board to continue using Local Choice as the County's Health Insurance provider. He confirmed that there were no significant changes in the coverage.

Supervisor Hinty moved to continue using Local Choice, seconded by Supervisor Ford, and approved by unanimous vote by the Board.

AYES: Hinty, Ford, Higgins, Lewis, Campbell
NAYES: None
ABSENT: None

Public Hearings

Greenhouse Village Housing Project

Mr. Crickenberger presented an overview of the Greenhouse Village Housing Project. He noted that a recent issue had arisen associated with

water and sewer connection for these properties. He noted that water and sewer connections cannot be funded under the Department of Housing and Community Development grant associated with the project. He noted that there would be a meeting with PSA to discuss the possibility of waiving the estimated \$71,000 connection fee and, in return, deducting that amount from what the PSA currently owes the County for a previous water project. If there is an agreement, the Board would need to approve this transaction.

Chairman Campbell opened the public hearing at 6:19 p.m. and with there being no public comment, he closed the public hearing.

No action was needed following this public hearing.

Approval of an Ordinance to relocate Polling Places for the Goshen and Rockbridge Precincts in the Walkers Creek Magisterial District

Rockbridge County Registrar Marilyn Earhart presented this Agenda Item. She indicated that the two proposed changes are to relocate the polling place for the Goshen Precinct from the old Fire Department Building to the new Fire Department Building due to the closing of the old Fire House building, and to relocate the polling place for the Rockbridge Precinct from the Rockbridge Middle School to the Fairfield Rescue Squad Building due to planned closure of the School. She noted that the Fairfield Rescue Squad Building is located outside of the precinct, but within one (1) mile of the precinct boundaries.

Chairman Campbell opened the public hearing at 6:21 p.m. and with there being no public comment, he closed the public hearing.

Supervisor Lewis expressed his appreciation to the Electoral Board and Registrar for their help resolving these issues. He then moved approval of the ordinance to relocate these polling places in the Walkers Creek Magisterial District, seconded by Supervisor Hinty, and approved by unanimous vote by the Board.

AYES: Lewis, Hinty, Ford, Higgins, Campbell

NAYES: None

ABSENT: None

Convene Solid Waste Authority

Consideration of Draper Aden Contract Amendment for Phase I Landfill and Well Drilling Services

Chairman Campbell convened the Solid Waste Authority at 6:24 p.m.

Mr. Suter introduced the Agenda Item, explaining that the proposed contract extension with Draper Aden was associated with the Drilling Observation and Documentation required in order to proceed with lined landfill plans.

Supervisor Lewis remarked that this project is "where we need to go" and that the provided back-up information was easily understood.

Supervisor Lewis moved to approve the Contract and Scope of Services Modification with Draper Aden Associates in accordance with the Draper Aden Associates Proposal for Engineering Services dated March 1, 2013, appropriate an additional amount not to exceed \$64,583 for the services, and authorize the County Administrator to execute the Authorization to Proceed. A second was provided by Supervisor Ford, and approved by unanimous vote by the Board.

AYES: Lewis, Ford, Higgins, Hinty, Campbell

NAYES: None

ABSENT: None

The amended Contract is on file in the office of the Clerk to the Board of Supervisors.

Chairman Campbell closed the Solid Waste Authority at 6:26 p.m. and reconvened in Board Session.

Application Approval of Resolution to Refinance the Literary Loan used for Capital Improvements to Fairfield Elementary School

Mr. Bolster reviewed the Board Report, explaining that around July 12, 2001, the County and the Rockbridge County School Board had entered into a \$4,000,000 Literary Fund Loan to provide funds for capital improvements to Fairfield Elementary School. County staff received information that a refinancing of this debt could result in significant debt service savings. The anticipated annual savings over the final nine years of the refinanced debt will average \$23,425 (\$210,830 savings overall).

On March 5, 2013, the Rockbridge County School Board adopted a Requesting and Consenting Resolution to request that the County issue its general obligation refunding school bond in an aggregate principal amount not to exceed \$2,000,000, to refinance the outstanding amount of the Literary Fund Loan.

He requested Board approval to adopt an Application Resolution for the refinancing of the Literary Fund Loan, which includes scheduling a public hearing on April 8, 2013.

Supervisor Ford moved to approve the request, seconded by Supervisor Lewis, and approved by unanimous vote by the Board.

AYES: Ford, Lewis, Higgins, Hinty, Campbell

NAYES: None

ABSENT: None

The following was executed and filed in the office of the Clerk to the Board of Supervisors:

March 11, 2013

Board of Supervisors of Rockbridge County, Virginia

VPSA 2013 Spring Pool Bond Sale – Refinance Outstanding Amount of 2001 Literary Loan

APPLICATION RESOLUTION
ROCKBRIDGE COUNTY, VIRGINIA

WHEREAS, in accordance with Section 22.1-146 of the Code of Virginia, 1950, as amended (“Virginia Code”), among other provisions, the Virginia Board of Education made a loan to the School Board of Rockbridge County, Virginia (the “School Board”) on July 11, 2001, and the School Board issued its \$4,000,000 promissory note, dated July 10, 2001, to the Commonwealth of Virginia for the benefit of the Literary Fund (the “Literary Loan”), in order to finance and refinance costs to construct and equip improvements at the Fairfield Elementary School located in the County of Rockbridge, Virginia (the “County”).

WHEREAS, the School Board, pursuant to authorization set forth in Section 22.1-153 of the Virginia Code and the concurrent approval of the Board of Supervisors of the County, among other things, caused such Literary Loan to be issued in the name of the School Board, signed by the Chairman of the School Board, and attested by the signature of the Clerk of the School Board.

WHEREAS, the Virginia Public School Authority (the “VPSA”) has been authorized by the Virginia General Assembly to purchase local general obligation school bonds from time to time in order to finance and refinance capital projects for school purposes; and

WHEREAS, it is anticipated that the VPSA will approve the purchase of local refunding school bonds of the County, among others, in connection with the 2013 Spring Pool Bond Sale by the VPSA; and

WHEREAS, the School Board has approved a Requesting and Consenting Resolution at its meeting duly held on March 5, 2013, as required by law, to request and consent to the Board of Supervisors of the County (the “Board”), among other things, to authorize a loan application to the VPSA in connection with the Spring Bond Sale, and to take all such further actions as may be necessary to authorize the County’s issuance to the VPSA of not to exceed aggregate \$2,000,000 general obligation refunding school bond, in one or more series and from time to time, to obtain refinance and currently refund the outstanding amount of the Literary Loan and to pay issuance costs (collectively, the “Project”), which Project shall enable the County to obtain significant debt service savings.

WHEREAS, the Board now desires to authorize the submission of a loan application as required by the VPSA and to take further actions as necessary or convenient in order for the County to consider participation in the 2013 Spring Pool Bond Sale for the purposes described above.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF ROCKBRIDGE, VIRGINIA, as follows:

1. **Confirmation of Submission of Loan Application.** The Board hereby ratifies, approves and confirms the submission of a loan application to the VPSA consistent with the intent herein, all as described above, with respect to the proposed issuance of a general obligation refunding school bond of the County to the VPSA in an aggregate principal amount **not to exceed \$2,000,000** (the "Refunding School Bond") for the purpose of providing funds to pay all or any portion of the costs of the Project as described herein.

2. **Call for a Public Hearing upon Due Notice therefor.** The Board hereby calls for (i) a public hearing on the contracting of debt and proposed issuance of the Refunding School Bond to be held on Monday, April 8, 2013, at 6:00 p.m., all in accordance with the VPSA financing schedule for the 2013 Spring Bond Sale, and (ii) appropriate notices to be given and all other acts to be taken, as may be required by law, in order for the County to consider the issuance of the Refunding School Bond to the VPSA.

3. **Further Actions.** The Chairman and the Vice-Chairman of the Board, and the County Administrator and the Director of Fiscal Services, any one or more of whom may act, are each hereby authorized and directed to execute and deliver such loan application to the VPSA consistent with the intent herein, and to take all such further actions as may be necessary or convenient in order for the County to carry out the purposes and intent described in this Application Resolution. It is to be understood, however, that no Refunding School Bond shall be issued, sold or awarded by the County until such time as the County shall take all such further acts required by law, including but not limited to, approval of an appropriate bond authorizing resolution by the Board to issue the Refunding School Bond and provide for the form and details thereof, after the holding of a duly noticed public hearing therefor, all as required by law.

4. **Immediate Effect.** This Application Resolution shall be effective immediately.

PASSED AND ADOPTED this 11th day of March, 2013.

Chairman, Board of Supervisors
County of Rockbridge, Virginia

CERTIFICATE OF VOTES

The undersigned Clerk of the Board of Supervisors of the County of Rockbridge, Virginia, hereby certifies that the foregoing constitutes a true and correct copy of an Application Resolution adopted by the Board at a duly called regular meeting thereof, and that the record of the roll-call vote is as follows:

| <u>NAME</u> | <u>AYE</u> | <u>NAY</u> | <u>ABSTAIN</u> | <u>ABSENT</u> |
|---|------------|------------|----------------|---------------|
| John M. Higgins Buffalo District | X | | | |
| Russell S. Ford Kerrs Creek District | X | | | |
| David W. Hinty, Jr. Natural Bridge District | X | | | |
| Ronnie R. Campbell South River District | X | | | |
| Albert W. Lewis, Jr. Walkers Creek District | X | | | |

Date: March 11, 2013

[SEAL]

Clerk, Board of Supervisors
County of Rockbridge, Virginia

South River Lease Renewal- Jarvis

Ms. Huffman explained that one of several properties owned by the County on the South River is currently being leased to Edward Jarvis. She informed the Board that the lease on this property is scheduled to expire on April 14, 2013; therefore, she requested that a public hearing on this matter be scheduled for March 25, 2013.

Supervisor Lewis moved to schedule a public hearing for March 25, 2013, seconded by Supervisor Hinty, and approved by unanimous vote of the Board.

AYES: Lewis, Hinty, Ford, Higgins, Campbell
 NAYES: None
 ABSENT: None

RANA Update

Mr. Suter introduced the Agenda Item and Dr. Hunt Riegel, Chairman of the RANA Board, who presented an update on the RANA project.

During the presentation by Dr. Riegel, Supervisor Lewis asked if RANA is considering hiring a management firm in lieu of staff. Dr. Riegel answered "yes" but added that this would just be for a short period of time.

Mr. Suter clarified that RANA is in the process of hiring an on-staff coordinator for administrative work, but that network management operations will be contracted.

Dr. Riegel explained the different speeds that the fiber can provide to businesses and homes, noting that the fiber provides much higher speeds than DSL. He explained that DSL cabinets are being placed in areas where fiber installation is unattainable at this time.

Dr. Riegel explained that RANA needs to secure a loan totaling \$120,000 from the three localities in order to provide a bridge between startup and profitability.

The following summarizes the presentation by Dr. Riegel:

- The project must be completed by July 31, 2013.
- There have been many changes and delays in the project which have been overcome, at the expense of leaving some proposed rural fiber routes uncompleted.
- RANA is currently working on drops beyond the original 53 CAI's (Community Anchor Institutions). An estimated 86 business drops must

be approved by federal regulators, but these approvals are expected within 30 days of submission.

- Work on DSL Cabinets is progressing.
- Conduit and Fiber installation is continuing daily on all routes.

Break

Chairman Campbell called for a five (5) minute break at 7:00 p.m.

Chairman Campbell resumed the Board Meeting at 7:06 p.m.

New Emergency Medical Services Regulations

Emergency Management Coordinator Robert Foresman gave a PowerPoint presentation on the new regulations promulgated by the Virginia Department of Health, Office of EMS. He noted that these regulations became effective in October, 2012, and that each EMS agency is required to have formal training to administer these regulations. He further explained that creation of a local EMS Response Plan is required. Each agency is required to provide details of its primary service areas and response standards from dispatch to unit-on-the-scene. The plan must be approved by the local government and Operation Medical Director (OMD). The objectives of the plan have to be met 90% of the time. Other key points of these regulations include:

- Each Agency must have a Drug and Substance Abuse Policy which includes a process for testing for drugs or intoxicating substances.

- Agencies must have a written policy for EMS personnel to carry epinephrine pens and oxygen in private vehicles (POVs).
- Agencies must comply with the Virginia Interoperability Plan as defined by the Governor's Office of Commonwealth Preparedness.
- Agencies must have a Sexual Harassment Policy that includes students as victims.
- The regulations adjust the timeframe to leave medical reports at the receiving facility from 24 to 12 hours.
- One of the major issues is that an agency and/or locality can be fined up to \$1,000.00 per day per offense, until the offense is corrected.

Mr. Suter indicated that he and Mr. Foresman would soon begin working closely with RERG and the Fire Commission to produce the required protocols.

Supervisor Higgins reiterated support for hiring a Fire Chief to work on these protocols for Rockbridge County.

Supervisor Lewis noted that the regulations had been in development for seven years, and that it would be difficult to reverse any decisions which had already been made.

Chairman Campbell recommended that the Board write a letter to our state legislators, expressing concern about these new regulations and in the meantime, for staff to work with the RERG on plans to comply with these regulations.

Supervisor Ford requested that the Board consider hiring a Fire Chief around mid summer, and in the meantime to draft a letter to our

legislators requesting extra time for producing these protocols.

Supervisor Hinty agreed.

Approval of a Farmers' Market for Eddy Edwards

Mr. Crickenberger introduced the seasonal Farmers Market application to include local produce and crafts at the corner of South Main Street and Link Road. He recommended approval of this Application.

Supervisor Higgins moved to approve the Farmers Market Application, seconded by Supervisor Hinty, and approved by unanimous vote by the Board.

AYES: Higgins, Hinty, Ford, Lewis, Campbell

NAYES: None

ABSENT: None

Appointments

Planning Commission Vacancy for the South River District

Supervisor Higgins moved to appoint Mr. Robert Lucas to serve on the Planning Commission in the place of Chris Wise, to become effective March 23, 2013 at which time Mr. Wise's term will expire. A second was provided by Supervisor Lewis, and the motion was approved by unanimous vote by the Board.

AYES: Higgins, Lewis, Ford, Hinty, Campbell

NAYES: None

ABSENT: None

Mr. Crickenberger suggested that the Board write Mr. Wise a letter of appreciation commending him for his many years of service on the Planning Commission.

Monthly Staff Reports

Supervisor Ford moved to accept the Staff Reports as presented, seconded by Supervisor Lewis, and approved by the following roll call vote:

AYES: Ford, Lewis, Higgins, Hinty, Campbell
NAYES: None
ABSENT: None

Adjourn

Supervisor Hinty commended all staff for their work. The meeting was adjourned after unanimous vote by the Board.