

June 22, 2016

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, June 22, 2016 at 6:00 p.m. at the Rockingham County Administration Center, Harrisonburg, Virginia. The following members were present:

- PABLO CUEVAS, Election District #1
- FREDERICK E. EBERLY, Election District #2
- RICKY L. CHANDLER, Election District #3
- WILLIAM B. KYGER, JR., Election District #4
- MICHAEL A. BREEDEN, Election District #5

Also present:

- JOSEPH S. PAXTON, County Administrator
- THOMAS H. MILLER, JR., County Attorney
- STEPHEN G. KING, Deputy County Administrator
- GEORGE K. ANAS, II, Assistant County Administrator
- PATRICIA D. DAVIDSON, Director of Finance
- CASEY B. ARMSTRONG, Director of Community Development
- BARRY E. HERTZLER, Director of Public Works
- DIANA C. STULTZ, Zoning Administrator
- KELLY S. GETZ, Code Compliance Officer
- DIANE LEPKOWSKI, Deputy Zoning Administrator
- JAMES B. MAY, Senior Planner
- TAMELA S. GRAY, Deputy Clerk
- DONALD F. KOMARA, Residency Administrator  
Virginia Department of Transportation
- JOSHUA W. DUNLAP, Assistant Residency Administrator  
Virginia Department of Transportation

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**CALL TO ORDER**  
**INVOCATION**  
**PLEDGE OF ALLEGIANCE.**

Chairman Kyger called the meeting to order at 6:00 p.m.

Chairman Kyger gave the Invocation and Deputy County Administrator King led the Pledge of Allegiance.

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**APPROVAL OF MINUTES.**

On motion by Supervisor Eberly, seconded by Supervisor Chandler and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – AYE; KYGER – AYE; the Board approved the minutes of the regular meeting of June 8, 2016.

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**RECOGNITION – JOSEPH S. PAXTON, COUNTY ADMINISTRATOR.**

Senator Mark D. Obenshain, Delegate Tony O. Wilt, Delegate R. Steven Landes and numerous County employees were present to commemorate Administrator Paxton’s retirement.

Senator Obenshain stated Mr. Paxton has been an incredible servant to the community, and will be greatly missed. Senator Obenshain indicated Administrator Paxton has been a great advocate who provided a better understanding of some issues that helped him to be a better legislator and advocate for the citizens of Harrisonburg, Rockingham County and the Shenandoah Valley.

Senator Obenshain and Delegate Wilt presented a Resolution from the General Assembly honoring Mr. Paxton and expressing appreciation for his contributions to the people of Rockingham County and the Commonwealth.

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Administrator Paxton thanked Senator Obenshain and Delegate Wilt for the resolution and said it also honors the Board and people that work with Rockingham County. The thing he will remember the most from his 38 years with the County is the people he worked with and those he worked for to make a difference in the community. He said there has been a lot of change in the County since 1978 and the County has come a long way because the Board has set policies that allowed staff to make so many good changes through a partnership between the Board, staff and the community. He noted the partnership between the Board and the City of Harrisonburg is unique in the Commonwealth and has allowed the jurisdictions to work together to accomplish more. It takes an entire community to get things done and he expects good things will continue to occur in the community.

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Sheriff Hutcheson expressed appreciation to Administrator Paxton on behalf of the Sheriff's Office and citizens of the County. He presented a Sheriff's badge officially appointing Mr. Paxton as an Honorary Sheriff's Deputy.

Along with Sheriff Hutcheson, Constitutional Officers Charles "Chaz" Haywood, Lowell Barb and L. Todd Garber thanked Administrator Paxton for his guidance and mentorship over the years.

On behalf of the Rockingham County School Board, employees and students, Dr. Carol Fenn thanked Administrator Paxton for his support in advocating for the County Schools and public education.

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Chairman Kyger said he appreciates Administrator Paxton's wisdom, intellect and ability to see the future. He noted it is easy to make decisions based on the energy of the day, but difficult decisions go beyond the popular opinion to what is right for the long term.

Chairman Kyger read a resolution from the Board honoring Joseph S. Paxton upon his retirement.

On motion by Supervisor Cuevas, with a unanimous second by Supervisors Eberly, Chandler, Breeden and Chairman Kyger; and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY - AYE; KYGER - AYE; the Board approved the following resolution:

## **RESOLUTION**

**WHEREAS**, in January 1978, Joseph S. Paxton began his local government career with Rockingham County as an intern, through the Comprehensive Employment and Training Act (CETA) program, while attending James Madison University; and

**WHEREAS**, Mr. Paxton started working full time for the County in January 1979 and served as purchasing and accounting officer, Director of Finance & Purchase, Assistant County Administrator and Deputy County Administrator before being appointed by the Board of Supervisors as Rockingham County's third County Administrator on January 1, 2004; and

**WHEREAS**, during his tenure with the County, Mr. Paxton worked with the Board of Supervisors, Constitutional Officers, members of the School Board, County and School staff, and members of the business community, who know him as a thoughtful, dedicated administrator with a deep concern for the economic growth of Rockingham County, the prosperity of the community and welfare of Rockingham County citizens; and

**WHEREAS**, Mr. Paxton, is widely respected throughout Virginia for his knowledge and expertise in local government management and has advised respective committees of the House of Delegates and Senate with regard to the potential impact of proposed legislation on localities in the Commonwealth; and

**WHEREAS**, during his tenure with the County, many progressive and innovative capital projects have been completed or initiated, including renovation and construction of numerous schools, improvements and expansion of the Harrisonburg Rockingham Regional Sewer Authority, and development of the Innovation Village @ Rockingham business and technology park, providing a location for SRI – Shenandoah Valley. He was also instrumental in many landfill expansion projects and development of an agreement to provide methane gas to heat Sentara RMH, the sale of carbon credits to recover landfill costs, upgrade of the County's financial software package, construction of a new family services building to provide services for children, and implementation of a school technology program. Mr. Paxton helped the County secure its first financial ratings, including an upgrade to a AAA bond rating from Standard & Poor's; and

**WHEREAS**, the County, under Mr. Paxton's leadership, implemented many services approved by the Board of Supervisors for the betterment of the citizens of the County including the complete rewrite of the Zoning Ordinance, construction and upgrade of water and sewer services throughout the County, working with the Commonwealth Transportation Board to upgrade Port Republic Road to primary status, overseeing construction of the Southeast Connector as a major transportation corridor, rezoning for the relocation of the hospital, the design of the Reservoir Street widening project in partnership with the City, and the upgrade of the emergency communications center; and

**WHEREAS**, Mr. Paxton, a loyal, committed and dedicated public servant, has assisted in the advancement of local government in the Commonwealth through his leadership role in organizations such as the State Executive Council for the Comprehensive Services Act for At-Risk Youth and Families, the Virginia Local Government Managers Association, Virginia Government Finance Officers Association, and his local community involvement through the Broadway/Timberville Rotary Club, Emmanuel Episcopal Church, and his positive impact on youth through his commitment to athletics and continued service as a volunteer assistant football coach at Broadway High School; and

**WHEREAS**, Mr. Paxton will end his 38-years in public service with Rockingham County on June 30, 2016.

**NOW, THEREFORE, BE IT RESOLVED** that the Rockingham County Board of Supervisors thanks Joseph S. Paxton for his many contributions to help make Rockingham County a better place to live and work, and does hereby recognize and congratulate Mr. Paxton as he celebrates his retirement, and wishes him and his wife Annette well in the coming years.

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The Board, Constitutional Officers and staff presented the framed resolution to Administrator Paxton and Supervisor Cuevas presented Mr. Paxton with a clock to commemorate his retirement after 38 years of service with the County. The Board presented a portrait of Administrator Paxton, Rockingham County's third County Administrator, which will be displayed in the County Administration Center.

Chairman Kyger informed the audience that the community they live in, the places where they eat and go for recreation, the safety of neighborhoods, quality education of children, and the quality of roads is due, largely, to the leadership of Joseph S. Paxton.

Administrator Paxton thanked the Board and staff. He also expressed appreciation to his wife Annette for her support.

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**K9S FOR WARRIORS.**

Kerri Wilson explained that the K9s for Warriors organization rescues four-legged friends from animal shelters and places them with Veterans suffering with Posttraumatic Stress Disorder (PTSD). Ms. Wilson said she and Chad Layman previously talked with City Council about K9s for Warriors, and the City is providing support through teams, volunteers and promotions. She asked the Board to join them in the community-wide effort to save lives.

Chad Layman noted K9s for Warriors is a 501(c) 3 organization that rescues dogs from shelters and trains them to be service dogs for Veterans with PTSD. He indicated that a Veteran commits suicide almost every hour (22 a day). There are 8,000 Veteran suicides a year with over 125,000 suicides in the last 15 years. Mr. Layman noted a Harrisonburg Veteran who served in Iraq committed suicide in 2013 due to PTSD. K9s for Warriors has provided two dogs to Veterans in Harrisonburg.

Mr. Layman announced an Adventure Race benefiting K9s for Warriors will be held on July 23, 2016, at the SWAT Team Obstacle Course. There will be three races to accommodate individuals with different fitness levels. They will have live music, children's events and food trucks. Participants will pay an entry fee and there will be a general admission charge for spectators. Mr. Layman said the event is free for Veterans and military personnel who will be provided food and free massages. Jim Kulken, who served thirty years in the Marines, will be the guest speaker.

In the last 60 days, the group has gained over 73 corporate sponsors and collected over \$140,000. Mr. Layman asked that the County participate by promoting the race event on the community calendar, notifying employees of the race, and displaying posters. He also asked that County leaders attend the event to show Veterans the community cares.

Chairman Kyger noted that contributions can be made on the [k9adventurerace.com](http://k9adventurerace.com) website. He encouraged staff and citizens to participate in the worthy and noble cause that helps Veterans who served unselfishly for Americans to enjoy freedom and a better life.

On motion by Supervisor Cuevas, seconded by Supervisor Chandler and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – AYE; KYGER – AYE; the Board endorsed the K9s for Warriors Adventure Race and requested that Deputy Administrator King and Human Resources Director Mongold promote the event via emails to employees.

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**TRANSPORTATION DEPARTMENT.**

Mr. Komara reported on the activities of the transportation department, including updates to the Lee Highway/South Valley Pike (Route 11) bridge repair, and

improvements to the South East Side Highway (Route 340) and Port Republic Road (Route 253) intersection.

Mr. Komara noted VDOT obtained the rights-of-way for the Airport Road (Route 727) project. The bid request will be advertised in the fall and work will begin on the project next summer. They completed the Long Bow Road (Route 684) project and will start on Horeb Church Road (Route 732) within the next few weeks.

On the maintenance side, dust control and primary mowing are complete. VDOT plans to finish the secondary mowing by the end of June to begin the second mowing cycle. Surface treatment was performed in the Bergton area and VDOT will begin plant mix in July.

Mr. Komara reported that Route 259 in West Virginia was surface treated and striped, with some passing zones removed. Mr. Komara will find out if West Virginia will provide an overlay.

Mr. Komara scheduled a meeting to discuss Smart Scale projects, formerly known as HB2 projects. The project name will change because rest stop issues in North Carolina are called HB2 projects.

Supervisor Breeden requested that David Atwood from VDOT look at South East Side Highway (Route 340) north of Island Ford, where a private hauler dumped asphalt on the right-of-way.

Chairman Kyger asked if the speed limit could be reduced to 25 miles per hour on Tilghman Road (Route 902) since the road narrows from two lanes to a single-lane bridge. He understands the Forest Service does not post speed limits but is not opposed to VDOT posting a couple signs along their gravel part of the road near the bicycle off-trail parking lot. Chairman Kyger reminded Mr. Komara that the two of them need to talk with Elwood Burge at the US Forest Service about maintenance on the forest section of Tilghman Road.

Administrator Paxton received an email about federal forest road funds that may assist with Tilghman Road. Mr. Komara will determine whether Tilghman Road is a candidate for those funds.

Chairman Kyger noted there is a lot of traffic on Tilghman Road because the area has become a community with numerous full-time residents living on the national forest portion of the road.

Supervisor Cuevas said the forest service creates a lot of dust when they travel on Tilghman Road to cut timber in the area. Administrator Paxton noted the tourism aspect with the bike site.

Chairman Kyger mentioned a temporary signal light at the intersection of Cecil Wampler Road (Route 704) and Oakwood Drive (Route 704). Mr. Komara indicated VDOT will meet with the City to discuss the bridge over Pleasant Run east of Massanutten Technical Center and Pleasant Valley Elementary School. The City plans to rebuild the bridge so motorists will have to use Oakwood Drive and Route 11 during construction.

Chairman Kyger asked that, when the traffic light is sighted, VDOT work with the residents across from the intersection to accommodate their new outbuildings if possible. Chairman Kyger would like to be able to justify walking away from a bridge built 25 years ago, build a new bridge and align Cecil Wampler Road with Oakwood Drive. Mr. Komara said it is a two-phase issue with the City replacing their structure in the next year and then aligning Cecil Wampler Road and Oakwood Drive.

Administrator Paxton noted the area is developing more urbanized roads similar to the Southeast Connector that necessitate more attention to mowing than other roads. He asked Mr. Komara if VDOT has a mowing plan or if County staff needs to assist VDOT to

maintain those roads. Chairman Kyger concurred and indicated those roadways are the gateways to the County and City. If the gateways are maintained, they will be more attractive for people to come, visit and enjoy the County.

Mr. Komara noted there are groups that advocate for bees and butterflies and prefer VDOT not mow as much. Administrator Paxton noted mowing is a safety issue at crossovers and some other areas. Supervisor Cuevas requested that VDOT mow along the gateways to towns prior to lawn parties.

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**PRESENTATION – HARRISONBURG-ROCKINGHAM-PAGE RE-ENTRY COUNCIL.**

Darrell W. Simpson, Re-Entry Case Manager for the Harrisonburg-Rockingham Community Services Board and an active member on the Harrisonburg-Rockingham-Page Re-Entry Council, provided a presentation regarding “Successful Transitions for Returning Citizens”. Mr. Simpson introduced several people who accompanied him: CSB Executive Director Ellen Harrison, Social Services Director Don Driver, Bonnie Labossiere from Goodwill Industries, and George Nipe with CSB Transitional Services. He noted Ann Marie Freeman, Ruth Jost and Nancy Enesco were also present.

Mr. Simpson noted that the Rockingham Regional Jail books approximately 2,000 inmates per year and the Re-Entry Council was formed to combat recidivism. He indicated former Governor McDonnell signed an Executive Order to establish the Virginia Prisoner and Juvenile Offender Re-entry Council and tasked members to develop collaborative re-entry strategies. Out of this came the formation of local re-entry councils to foster collaboration among law enforcement agencies, social services, community services boards and other organizations.

Mr. Simpson reviewed the Re-entry Council committees and their responsibilities, as well initiatives taken by the Re-entry Council. He explained the Community Services and Connections for Ex-Offenders Project that he works with. He said anyone over 18 years old, who has served at least a 90-day sentence and has a documented substance abuse or addiction, can be referred to the program through the local jail, Middle River or any Department of Corrections facility. The program lasts 90 days but inmates can work with the program for up to 12 months. Mr. Simpson helps coordinate a transition plan to get inmates back on track. They offer individual and group substance abuse counseling as well as peer support and mentorships.

Mr. Simpson invited the Board members to attend any of their meetings and provided information on upcoming meetings.

*(A copy of Mr. Simpson’s presentation is included in the “Attachments – Board of Supervisors Minutes” notebook maintained in Administration.)*

Chairman Kyger informed Mr. Simpson that the Re-entry Council has a commitment from the community as dialogues indicate a steady progress toward better outcomes.

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**CONSIDERATION – CONCURRENCE RESOLUTION FOR THE BENEFIT OF THE CENTRAL SHENANDOAH CRIMINAL JUSTICE TRAINING ACADEMY.**

David Rose, Senior Vice President of Davenport & Company, LLC and the financial advisor on the project, explained that Virginia has requirements regarding how debt is issued by certain entities. The Economic Development Authority adopted a Resolution earlier in the day to approve the issuance of Economic Development Authority Revenue Bonds for the benefit of the Central Shenandoah Criminal Justice Training

Academy. This provides the County the ability to issue up to \$4.5 million on a bank-qualified basis to save money for all members.

Randy Mullins, Executive Director at the Central Shenandoah Criminal Justice Training Academy, and BotkinRose Bond Attorney Daniel Lauro were in attendance.

Administrator Paxton indicated under IRS regulations, the County can issue up to \$10 million a year bank-qualified bonds. If the Board approves the issuance of the \$4.5 million Economic Development Authority Bonds, the County can issue an additional \$5.5 million if money is needed for another project before the end of the year. Since the annual limit starts over in January, the County has no issue in supporting this resolution, he said.

Mr. Lauro stated the County is acting as a conduit and there will be no cost to the Economic Development Authority or County. The Authority received an application fee of \$4,000 and there will be an annual fee of approximately \$3,000 a year, based on the principle.

Administrator Paxton explained that the rationale behind the legislation is that keeping the local government involved ensures the project is of interest to the locality and meets a local purpose. He noted that the Central Shenandoah Criminal Justice Training Academy benefits 58 jurisdictions as part of their training program so this is an opportunity to help others and benefit the County.

On behalf of the Finance Committee, on motion by Supervisor Cuevas, seconded by Supervisor Breeden and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – AYE; KYGER – AYE; the Board adopted the following Resolution:

**CONCURRENCE RESOLUTION FOR THE BENEFIT OF  
CENTRAL SHENANDOAH CRIMINAL JUSTICE TRAINING ACADEMY**

**WHEREAS**, the Economic Development Authority of Rockingham County, Virginia (formerly known as the Industrial Development Authority of Rockingham County, Virginia, and referenced herein as the “Authority”), on June 22, 2016 and prior hereto, adopted a resolution (the “Authority Resolution”) authorizing the issuance and sale of its Revenue Bonds, Series 2016 A/B (“Bank-Qualified”), in an aggregate principal amount not to exceed \$4,230,000 (the “Series 2016 A/B Bonds”), for the benefit of the Central Shenandoah Criminal Justice Training Academy (the “Academy”), as further described below; and

**WHEREAS**, the Academy is a public body politic and corporate created under the provisions of Chapter 17, Article V, Title 15.2 of the Code of Virginia of 1950, as amended, by the respective governing bodies of the several localities in the 5<sup>th</sup>, 6<sup>th</sup>, 7<sup>th</sup>, 9<sup>th</sup>, and 10<sup>th</sup> Planning Districts, including Rockingham County, Virginia (the “County”), in order to conduct criminal justice education and training for criminal justice personnel, including law enforcement officers and special appointed police officers; and

**WHEREAS**, as further described in the Authority Resolution, a copy of which has been provided to the Board of Supervisors of the County (the “Board”), the proceeds of the Series 2016 A/B Bonds shall be used to (a) refinance, restructure, and current refund all or any portion of the \$2,567,000 Economic Development Authority of the Town of Mount Jackson, Virginia Revenue Bond (Central Shenandoah Criminal Justice Training Academy Project), Series 2014A (“Bank-Qualified”) issued on behalf of the Academy on December 9, 2014, (b) finance the costs of acquisition and equipping of additional training facilities located on Early Road in Mount Crawford, Virginia, including a shooting range, offices, and classrooms, in order to conduct criminal justice education and training for criminal justice personnel, (c) finance the costs of design, acquisition, construction, and equipping of certain improvements at the aforementioned training facilities, including construction of a driving training course for criminal justice personnel, and (d) pay the costs of issuance therefor (collectively, the “Project”); and

**WHEREAS**, the Board now desires to evidence its concurrence with the provisions of the Authority Resolution, as may be necessary or convenient, with respect to the Authority's issuance of the Series 2016 A/B Bonds and the transactions contemplated thereby; and

**BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF  
ROCKINGHAM COUNTY, VIRGINIA:**

1. To the extent necessary or convenient, the Board hereby approves the issuance of the Series 2016 A/B Bonds by the Authority for the benefit of the Academy and for its purposes, as described in the Authority Resolution, to cause the financing of the Project in order for the Academy to realize debt service savings, among other benefits.
2. The County and all its subordinate issuing entities or authorities (including the Authority) are not reasonably expecting to issue in calendar year 2016 more than \$10,000,000 in tax-exempt obligations, including the Series 2016 A/B Bonds, and accordingly, the Board hereby concurs with the Authority's designation of all or any portion of the Series 2016 A/B Bonds as "qualified tax-exempt obligations" under Section 265(b)(3) of the Internal Revenue Code for calendar year 2016.
3. It is to be understood that this concurrence approval of the Authority's issuance of the Series 2016 A/B Bonds does not constitute an endorsement thereof by the County or the Board, of the creditworthiness of the Academy. As required by Section 15.2-4909 of the Code of Virginia, 1950, as amended, each of the Series 2016 A/B Bonds shall provide that the County will have no obligation whatsoever to pay either of the Series 2016 A/B Bonds or the interest thereon or any other costs incident thereto.
4. All acts and doings of the officers of the County and the Board that are in conformity with the purposes and intent of this resolution shall be, and the same hereby are, in all respects approved and confirmed.
5. This resolution shall take effect immediately.

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**PUBLIC HEARING – REZONING REQUEST AND SPECIAL USE PERMIT.**

At 7:24 p.m., Chairman Kyger opened the public hearing. He indicated that since Shenandoah Valley Electric Cooperative (SVEC) is a common applicant for both the rezoning and special use permit, the requests will be considered in one public hearing.

Mr. May reviewed the following rezoning request:

REZ16-131 SVEC, P.O. Box 236, 147 Dinkel Avenue, Mount Crawford, VA 22841, to rezone TM # 123-(A)-L85, totaling 18.027 acres, located northeast of South Valley Pike (Route 11) and east of Oakwood Drive (Route 704), from General Agricultural District (A-2) to General Business District (B-1). The Comprehensive Plan identifies this area as Commercial. It is located in Election District 2.

Mr. May noted the applicant submitted proffers which substantially address the VDOT concerns. The proffer limits the potential uses to the property. SVEC indicates they intend to construct their facility facing Oakwood Drive and Route 11. Mr. May said those roads would not be considered heavy generators of traffic. The applicant proffered two undeveloped triangles of property to be used for future modifications to Oakwood Drive and construction of a right turn lane on Route 11. The proffers include \$100,000 for construction of the turn lane. Mr. May indicated VDOT's concerns with sight distance will be resolved at the site plan stage.

The Planning Commission recommended approval by a vote of 4 to 0 on June 7, 2016, concurring with staff's recommendation for approval, which stated:

*Whereas this request conforms to the Comprehensive Plan, and whereas the applicant has worked with VDOT to mitigate the impact on the road network, the Planning Commission recommends approval.*

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Mr. Getz reviewed the following special-use permit:

SUP16-132 SVEC, P.O. Box 236, Mount Crawford, 22841 for an increase in building height from 45' to 65' on property located on the northeast side of South Valley Pike (Route 11) and Oakwood Drive (Route 704), Election District #2, zoned A-2 (pending B-1 zoning), Tax Map #123-(A)-85

Administrator Paxton noted that the Staffing for Adequate Fire and Emergency Response (SAFER) Grant application included three positions for the Bridgewater Volunteer Fire Company to add one 24-hour position to help with development issues occurring in the Bridgewater area.

John Coffey said the Shenandoah Valley Electric Cooperative was formed in 1936 as the first electric cooperative in Virginia. He indicated the Cooperative maintains and operates 7,500 miles of line and has six offices in the service area. Rockingham County is the home of the original office in Dayton and the headquarters in Mt. Crawford. When they acquired another company in 2010, the SVEC consumer network increased from 38,000 to 93,000, leading them to expand their headquarter office facilities. The Cooperative Board wanted to locate their headquarters close to Mt. Crawford and Dayton so there would be a minimal impact to member owners and employees. Mr. Coffey said over 100 employees will be working in the new facility. The Cooperative will dispose of the Dayton and current Mt. Crawford facilities after they move into the new building. He indicated the Cooperative has been working to address VDOT concerns and they have worked with surrounding property owners.

Mr. Coffey said a representative from Valley Engineering was available to answer any questions.

Eileen Frueh, who has lived in the Foxcroft neighborhood 14 years, stated she is not opposed to the rezoning change but is concerned about light pollution from industrial buildings along the Route 11 corridor where Cargill and White Wave are currently located. She used to be able to see the stars from her deck but now only sees the haze from the industrial complexes. She said light pollution has been proven to be bad for your health and wild life, and is an economic waste. She recognizes safety concerns for employees working at night but does not think entire parking lots needs to be lit in the middle of the night. She noted the light issue is not apparent to people driving by in the day.

Chairman Kyger said the County might be able to address lighting issues with Cargill and White Wave as they make improvements on their respective sites.

There was no opposition to the requests.

Chairman Kyger confirmed with Judith Warren, who lives on the adjacent property, that she was okay with the requests. She noted SVEC talks with her frequently.

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At 7:43 p.m., Chairman Kyger closed the public hearing for the rezoning and special use permit for Shenandoah Valley Electric Cooperative.

Supervisor Eberly is pleased that SVEC located in Rockingham County. He said they have been good neighbors and employers, and do good work. This request is in keeping with the Comprehensive Plan, he said.

On motion by Supervisor Eberly, seconded by Supervisor Chandler and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – AYE; KYGER – AYE; and subject to the attached proffers, the Board approved REZ16-131, SVEC, P.O. Box 236, 147 Dinkel Avenue, Mount Crawford, VA 22841, to rezone TM # 123-(A)-L85, totaling 18.027 acres, located northeast of South Valley Pike (Route 11) and east of Oakwood Drive (Route 704), from General Agricultural District (A-2) to General Business District (B-1). The Comprehensive Plan identifies this area as Commercial. It is located in Election District 2.

(Note: A copy of the proffers is attached to and made a part of these minutes.)

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Mr. Coffey did not have an opportunity to answer Ms. Frueh’s questions earlier. He indicated all the lighting will be LED and will be directed downward. They are trying to design the lighting so it does not spill over onto properties adjacent to their facility.

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On motion by Supervisor Eberly, seconded by Supervisor Chandler and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY - AYE; KYGER - AYE; the Board, with the following conditions, approved SUP16-132, SVEC, P.O. Box 236, Mount Crawford, 22841 for an increase in building height from 45’ to 65’ on property located on the northeast side of South Valley Pike (Route 11) and Oakwood Drive (Route 704), Election District #2, zoned A-2 (pending B-1 zoning), Tax Map #123-(A)-85

**CONDITIONS:**

1. Use shall be located in accordance to plot plan submitted with the application.
2. Building shall comply with the Statewide Building Code and the proper permits shall be obtained.

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**RECESS.**

At 7:46 p.m., Chairman Kyger recessed the meeting for a short break.

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**RESUME MEETING.**

At 7:50 p.m., Chairman Kyger resumed the regular meeting.

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**COUNTY ADMINISTRATOR’S STAFF REPORT.**

The Board received and reviewed Administrator Paxton’s staff report dated June 17, 2016.

He indicated Registrar Lisa Gooden provided the Abstract of Votes from the Republican Primary Election held on June 14, 2016, for the Member House of Representatives.

On motion by Supervisor Eberly, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY – AYE; KYGER - AYE; the Board instructed the Clerk to spread the following abstract of votes from the 2016 June Republican Primary Election in the minutes:

**ABSTRACT of VOTES**

Cast in ROCKINGHAM COUNTY, VIRGINIA  
at the 2016 June Republican Primary Election held on June 14, 2016 for,

**House of Representatives  
District: 06**

<i>NAMES OF CANDIDATES ON THE BALLOT</i>	<i>TOTAL VOTES RECEIVED (IN FIGURES)</i>
Robert W. “Bob” Goodlatte - Republican	
Harry Griego - Republican	
Total Write-In Votes	
Total Number of Overvotes for Office	

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Administrator Paxton indicated the General Assembly created the Virginia World War I and World War II Commemoration Commission to plan, develop and carry out programs and events to commemorate the 100<sup>th</sup> anniversary of World War I and the 75<sup>th</sup> anniversary of World War II. Each locality is encouraged to designate a liaison to work with the Commission. Staff recommends designating Economic Development and Tourism Manager Michele Bridges as the County’s liaison.

On motion by Supervisor Chandler, seconded by Supervisor Eberly and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY – AYE; KYGER - AYE; the Board appointed Michele S. Bridges to serve as the County’s liaison on the Virginia World War I and World War II Commemoration Commission.

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**DEPUTY COUNTY ADMINISTRATOR'S STAFF REPORT.**

Mr. King will attend an Annexation Study - Stakeholder Team Kick-off Meeting June 28, 2016, in Charlottesville. He said Delegate Tony Wilt also plans to attend the meeting being held by a Department of Housing & Community Development annexation group. Mr. King will consult with Mr. Miller on legal matters through this process.

Administrator Paxton explained that the Study Team was formed because of the extension to the annexation moratorium. He is hopeful there will be a final resolution since it has been considered at least six or seven times in the last 38 years. He noted this is a difficult issue to resolve since it only affects six or seven localities in the Commonwealth.

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**ASSISTANT COUNTY ADMINISTRATOR'S STAFF REPORT.**

Chairman Kyger noted signage for the four vineyards, cidery and various parks in the area should be placed strategically along the travel corridors to direct visitors to those

locations. He asked that Mr. Anas work with VDOT, Go Virginia, Virginia Tourism or other organizations to obtain grant funds for tourism signs.

Chairman Kyger suggested this be a countywide project in conjunction with the towns and Harrisonburg Rockingham Historical Society. He asked that tourist designations be incorporated into GPS maps.

In response to a question from Chairman Kyger, Mr. King indicated there is a signpost truck in the 2016 budget that is planned for purchase in 2017. Chairman Kyger suggested that the sign locations be determined this year so signs can be erected when the truck is purchased.

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**FINANCE DIRECTOR’S STAFF REPORT.**

Ms. Davidson provided a handout of the FY17 Budget and Brief, which will be placed on the County website for citizens to view along with items that affected the budget.

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**PUBLIC WORKS DIRECTOR'S STAFF REPORT.**

The Board received and reviewed Mr. Hertzler’s staff report dated June 22, 2016.

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**COMMUNITY DEVELOPMENT DIRECTOR'S STAFF REPORT.**

The Board received and reviewed Mr. Armstrong’s staff report dated June 22, 2016.

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**COMMITTEE REPORTS:**

The Board heard the following committee reports from Board members and staff.

**BUILDINGS AND GROUNDS**

Supervisor Eberly indicated a Heating, Ventilation and Air Conditioning (HVAC) Preventative Maintenance Service Contract needs to be awarded. The following bids were received:

Contractor	PM Cost	Hourly Rate	Overtime Rate	Markup Percentage	Truck Charge	Other Charges	Total Projected Cost
Southern Air Inc.	\$40,414	\$75	\$112.50	33%	N/A	N/A	\$184,264
Blauch Brothers, Inc.	\$38,750	\$85	\$127.50	35%	\$35	N/A	\$194,533
Riddleberger Brothers, Inc.	\$45,372	\$74	\$111.00	40%	\$25	\$124 Control tech	\$195,429
Johnson Controls	\$250,844	\$109.90 \$138	1.5 reg 2.5 hol	.99-30% 100-20% 1,000-15%	\$55 trip fee	N/A	

Supervisor Eberly made a motion to award a one-year contract to Southern Air Inc. instead of a multi-year contract with an automatic renewal. Supervisor Cuevas seconded the motion.

Supervisor Cuevas stated the Finance Committee hopes the Building and Grounds Committee and Mr. King will examine the facts in a realistic, practical manner before making a commitment on large expenditures. The Finance Committee agrees with approving a one-year contract to allow time for a thorough analysis of the HVAC equipment. Supervisor Cuevas noted a long-term contract provides better pricing, but further analysis is needed before a long-term commitment can be made.

Carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY – AYE; KYGER - AYE; the Board approved the bid submitted by Southern Air Inc. for the Heating, Ventilation and Air Conditioning Preventative Maintenance Service Contract for the following amounts:

Contractor	PM Cost	Hourly Rate	Overtime Rate	Markup Percentage	Truck Charge	Other Charges	Total Projected Cost
Southern Air Inc.	\$40,414	\$75	\$112.50	33%	N/A	N/A	\$184,264

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Staff received bids for the Facilities Supplies Contract. The bid is for a three-year period with two (2) one-year renewals for a total possible five-year term. The following bids were received:

Company	Paper Products	Chemicals
Ferguson Facilities Supply	\$26,245.32	\$ 8,736.30
Hathaway	\$26,287.32	\$10,386.23
Commonwealth	\$29,163.16	\$11,176.42
General Sales	\$27,382.70	\$12,082.14

On motion by Supervisor Chandler, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY – AYE; KYGER - AYE; the Board approved the Facilities Supplies Contract bid submitted by Ferguson Facilities Supply in the amount of \$26,245.32 for paper products and \$8,736.30 for chemicals.

CENTRAL SHENANDOAH PLANNING DISTRICT COMMISSION (CSPDC)

Supervisor Chandler said the CSPDC approved their 2017 budget. They were very appreciative of Mrs. Mongold’s participation on the employee guidelines and compensation packet panel. He noted that Mr. Armstrong was re-elected as the Secretary of the CSPDC Board.

Kim Sandum indicated there will be a paperwork change for on-call consultants due to a change in state legislation.

CHAMBER OF COMMERCE

Chairman Kyger said he and Supervisor Chandler attended the Chamber of Commerce’s 100th Anniversary Reception and Update, which was well attended.

COMMUNITY CRIMINAL JUSTICE BOARD

Chairman Kyger announced the next meeting is August 29, 2016 at 4 p.m.

FINANCE/PUBLIC WORKS

On behalf of the Public Works Committee, on motion by Supervisor Cuevas, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY – AYE; KYGER - AYE; the Board approved the SCS Engineers Landfill Gas System Expansion proposal in the amount of \$171,276, along with a carryover request of \$65,340 from the FY16 budget to the FY17 budget.

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On behalf of the Finance Committee, on motion by Supervisor Cuevas, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – AYE; KYGER – AYE; the Board approved the following FY 2015-2016 transfer and supplemental appropriation:

A transfer in the amount of \$245,000 from the Fire and EMS SAFER Grant line items to the Fire and EMS Personnel line items to cover the cost of Fire and EMS personnel that are projected to go over budget. The Fire and EMS department applied for a SAFER grant that was not awarded; therefore, the grant was not used to hire additional personnel. However, the Fire and EMS department provided the required level of services to the County through paying overtime and part-time funds to personnel. The line items are projected to use \$285,000 in overtime expenses and \$150,000 in part-time expenses, totaling \$200,000 over the original budget (plus taxes and benefits). The transfer will align the budget with the applicable line items used during the fiscal year.

Transfer: \$245,000

\$ (49,500)	GL Code: 1001-03201-00000-000-501100-000	Fire & EMS: Full-Time Salaries
\$ 143,400	GL Code: 1001-03201-00000-000-501200-000	Fire & EMS: Overtime
\$ 60,500	GL Code: 1001-03201-00000-000-501300-000	Fire & EMS: Part-Time Salaries
\$ 8,000	GL Code: 1001-03201-00000-000-501900-000	Fire & EMS: Severance Pay
\$ (3,900)	GL Code: 1001-03201-00000-000-502100-000	Fire & EMS: FICA/Medicare
\$ (60,000)	GL Code: 1001-03201-00000-000-502201-000	Fire & EMS: Retirement (VRS)
\$ 75,500	GL Code: 1001-03201-00000-000-502300-000	Fire & EMS: Health Insurance
\$ 71,000	GL Code: 1001-03201-00000-000-502703-000	Fire & EMS: Workers Comp Insurance
\$ (151,900)	GL Code: 1001-03201-10361-000-501100-000	Fire & EMS: SAFER Full-Time Salaries
\$ (14,688)	GL Code: 1001-03201-10361-000-502100-000	Fire & EMS: SAFER FICA/Medicare
\$ (33,542)	GL Code: 1001-03201-10361-000-502201-000	Fire & EMS: SAFER Retirement (VRS)
\$ (38,023)	GL Code: 1001-03201-10361-000-502300-000	Fire & EMS: SAFER Health Insurance
\$ (922)	GL Code: 1001-03201-10361-000-502400-000	Fire & EMS: SAFER Group Life Insurance
\$ (5,925)	GL Code: 1001-03201-10361-000-502703-00	Fire & EMS: SAFER Workers Comp Insur

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**Fire and EMS Wildfire Reimbursement**

The Fire and EMS department received reimbursement of \$54,950 for expenses related to the wildfire in the spring of 2016. Funds of \$11,890 are to be disbursed to the different fire and rescue squads that assisted with the response, the remainder of the funds remain in the Fire and EMS department to assist with personnel costs. The supplemental appropriation allows the County to reimburse the rescue squads

Supplemental Appropriation: \$54,950

Revenue:

\$ 54,950	GL Code: 1001-000000-13900-000-339100-000	General Fund: Other Federal Funds
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Expenditure:

\$ 43,060	GL Code: 1001-03201-00000-000-501200-000	Fire & EMS: Overtime
\$ 1,000	GL Code: 1001-03202-00000-000-505620-000	Elkton Fire
\$ 4,500	GL Code: 1001-03202-00000-000-505621-000	Grottoes Fire
\$ 1,000	GL Code: 1001-03202-00000-000-505624-000	McGaheysville Fire
\$ 5,390	GL Code: 1001-03203-00000-000-505630-000	Elkton Rescue Squad

In response to questions from Chairman Kyger, Administrator Paxton indicated the \$54,000 is a federal reimbursement to be distributed between four volunteer agencies. The Grottoes Volunteer Fire Department received a direct reimbursement from the federal government.

Chairman Breeden reported that during a Blue Ridge Committee for Shenandoah Park Relations meeting with the eight counties that surround the park, Superintendent Northup commended Chief Holloway for doing a great job for Rockingham County.

Chairman Kyger noted Fire & Rescue staff is stressed but doing an exceptional job for the good of the community with minimal resources.

SHENANDOAH VALLEY PARTNERSHIP (SVP)

Mr. Anas reported that the Shenandoah Valley Partnership hosted eleven people from the Virginia Economic Development Partnership International Business Attraction Group. Representatives from Europe, the United Kingdom, China, India and Japan visited the Valley.

Mr. Anas noted that the Finance Committee met with Davenport & Company, LLC earlier in the day. He provided the Board members with a copy of Davenport’s report.

VIRGINIA ASSOCIATION OF COUNTIES (VACo) LIAISON

Chairman Kyger reminded the Board of the VACo County Officials’ Summit on August 18 and 19 at the Four Points by Sheraton in Richmond.

CHAIRMAN

Kim Sandum said she appreciated and agreed with a previous comment that Administrator Paxton is a gentleman. She learned a lot from Mr. Paxton and extended best wishes on his retirement.

Chairman Kyger told Ms. Sandum she is one of, if not the most active citizens with a positive voice in the County.

Chairman Kyger reinforced to Administrator Paxton that the Board and staff are extremely appreciative of the many hours he has put into his job. He said Mr. Paxton is an example of what is needed in leadership. Administrator Paxton has been a great mentor to Messrs. King and Anas, and the entire staff; he hired a succession staff. Chairman Kyger said the County has a bright future and every person on the Board is a better person because they have known Joe.

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**COMMITTEE APPOINTMENTS.**

On motion by Supervisor Chandler, seconded by Supervisor Eberly and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY – AYE; KYGER - AYE; the Board appointed Sherry L. Mongold, CPA, MBA and Brian Hanger to the Harrisonburg-Rockingham Community Services Board for terms to expire June 30, 2019.

On motion by Supervisor Chandler, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY – AYE; KYGER - AYE; the Board appointed Stephen G. King to replace Administrator Paxton as the alternate on the Shenandoah Valley Partnership, effective July 1, 2016.

**ADJOURNMENT.**

Chairman Kyger declared the meeting adjourned at 8:19 p.m.

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Chairman