

October 12, 2016

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, October 12, 2016, at 3:00 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:

BRYAN F. HUTCHESON, Sheriff

- STEPHEN G. KING, County Administrator
- THOMAS H. MILLER, JR., County Attorney
- GEORGE K. ANAS, II, Assistant County Administrator
- CASEY B. ARMSTRONG, Director of Community Development
- PATRICIA D. DAVIDSON, Director of Finance
- ANN MARIE FREEMAN, Director of Court Services
- BARRY E. HERTZLER, Director of Public Works
- JEREMY C. HOLLOWAY, Fire & Rescue Chief
- KATHARINE S. McQUAIN, Director of Parks and Recreation
- JENNIFER J. MONGOLD, Director of Human Resources
- TERRI M. PERRY, Director of Technology
- RHONDA H. COOPER, Director of Planning
- JESSICA G. KILBY, Deputy Clerk
- DONALD F. KOMARA, Residency Administrator
Virginia Department of Transportation
- JOSHUA W. DUNLAP, Assistant Residency Administrator
Virginia Department of Transportation
- C. BURGESS LINDSEY, 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 3:08 p.m. and Supervisor Breeden gave the Invocation.

Chairman Kyger led the Pledge of Allegiance, followed by a moment of silence in remembrance of Public Works Director Hertzler’s father-in-law who passed away.

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APPROVAL OF MINUTES.

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 approved the minutes of the regular meeting of September 28, 2016.

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TRANSPORTATION DEPARTMENT.

Mr. Komara provided a report on the recent activities of the Transportation Department including the following updates:

- The Lee Highway/South Valley Pike (Route 11) bridge replacement is moving along well with an anticipated completion date of July 2017;
- Widening is complete at the intersection of South East Side Highway (Route 340) and Port Republic Road (Route 253). With one overlay left, the project is on target for completion by the end of October;
- Surface treatment will occur on Horeb Church Road (Route 732) next week. In response to Supervisor Eberly, Mr. Komara stated that the speed limit on rural rustic roads is 35 miles per hour;
- Shoulder widening is ongoing in the east bound lane of Spotswood Trail (Route 33) from Massanutten to Elkton;
- Drainage work will begin in the next week at the intersection of Spotswood Trail (Route 33) and Cross Keys Road (Route 276);
- Advertising will occur in December for the bridge work in Montezuma. Mr. Komara explained that Ottobine Road (Route 257) will be improved to provide better sight distance to the west;
- Recent maintenance: grading roads, mowing and preparing for winter weather;
- The fall transportation meeting is scheduled for October 25, 2016, at 4 p.m. at Blue Ridge Community College, to discuss Smart Scale projects.

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SHENANDOAH VALLEY REGIONAL AIRPORT.

William G. O'Brien, Airport Commission member and Gregory W. Campbell, Executive Director, provided an update regarding the Shenandoah Valley Regional Airport. Mr. O'Brien discussed the airports passenger service, a service subsidized under the Essential Air Service (EAS) program. The EAS requires contract renewals every two years. Silver Airways is the current Commercial Air Service provider and their contract will expire in November 2016.

Mr. O'Brien reported that six bids were generated for the upcoming renewal, and of those, the Commission recommended to the Department of Transportation that the bid be awarded to VIA Airways headquartered in Orlando Florida. VIA Airways offers a 50-passenger jet service from the Shenandoah Valley to Charlotte Douglas International Airport. Aside from a larger aircraft, Mr. O'Brien pointed out that Charlotte offers a broader market than our current hub, Dulles International Airport. Dulles currently offers approximately 200 flights per day, whereas Charlotte offers approximately 600. He said passengers will enjoy greater flexibility and lower fares are anticipated.

VIA's proposal was attractive due to the amount of their subsidy, said Mr. O'Brien. In the past year, the Shenandoah Valley Regional Airport's enplanements decreased by 50 percent. Mr. O'Brien attributed the decrease to two factors: 1) the nationwide aircraft pilot shortage partly due to the increase in required commercial pilot hours from 300 to 1,500; and, 2) Silver Airways' service performance and high maintenance issues. Mr. O'Brien said he expects the Department of Transportation to make a determination on the award of the bid by the end of the month.

Mr. Campbell reported that general aviation is the largest part of operations at the airport. He said it is currently at capacity with 85 based aircrafts. The airport is equipped for large aircraft traffic, providing service to military and government traffic, homeland security, AirCare5/MedEvac, and corporate traffic.

The Shenandoah Valley Regional Airport employs fully-certified aircraft maintenance technicians. Mr. Campbell discussed the partnership between the airport and Blue Ridge Community College (BRCC). BRCC provides certified maintenance technician training and offers the only two-year Federal Aviation Administration (FAA)-approved aviation program in Virginia.

He pointed out that the airport offers four major rental car agencies and a full-service cafe onsite.

Mr. Campbell provided information regarding past and future projects, noting that the airport spent nearly \$30 million over the past 20 years upgrading the facility. Runway rehabilitation will occur in 2017, along with the addition of fire, rescue, and snow removal equipment. The current year's budget of \$3.4 million was funded by the FAA at 90 percent, with an additional five percent funding from the Virginia Department of Aviation and a five percent local match.

In response to Supervisor Cuevas, Mr. Campbell stated that military pilots receive full credit for their military service when transitioning to a civilian career. Mr. Campbell stated that salary is an issue in attracting pilots, as Regional pilots are paid far less.

Mr. Campbell stated that it is the Commissions goal to fill at least 50 percent of the seats during the first year of service with VIA Airways.

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INTRODUCTION OF STUDENTS.

Students from James Madison University and Eastern Mennonite High School introduced themselves to the Board.

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ORDINANCE AMENDMENT.

Mr. Miller explained that currently, County purchases of \$1,000 or less are exempt from complete bidding procedures, allowing relatively small purchases to be handled expeditiously. With department heads running into various difficulties, staff recommended increasing the \$1,000 ceiling to \$5,000.

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 ordinance amendment:

**ORDINANCE REPEALING
AND RE-ENACTING
SECTION 2-106(2)(b)
OF THE CODE OF ORDINANCES
OF
ROCKINGHAM COUNTY, VIRGINIA**

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

That Section 2 - 106 “Small purchases”, sub-section (2)(b), be and hereby is repealed and re-enacted as follows:

Section 2 – 106(2)(b)

Purchases of less than five thousand dollars (\$5,000) shall be exempt from competitive bidding procedures.

This ordinance shall be effective from the 12th day of October 2016.

Adopted the 12th day of October 2016.

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COUNTY ADMINISTRATOR’S STAFF REPORT.

The Board received and reviewed Administrator King’s staff report dated October 7, 2016.

Administrator King brought attention to two items included in his staff report: 1) The recommendation to change the vacant part-time Recreation Technician position to a full-time position, to keep up with demand of the afterschool program; and, 2) Proposed recommendations regarding specific exempt and non-exempt positions to ensure compliance with the new Fair Labor Standards Act. The Board expressed no concern with these proposed changes.

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FINANCE DIRECTOR’S STAFF REPORT.

The Board received and reviewed Mrs. Davidson’s staff report dated October 12, 2016.

Mrs. Davidson reported that ten bids were received in response to a request for proposal for general engineering services. She explained that multiple firms were chosen in some categories, giving staff greater flexibility to negotiate with one firm on a specific project based on specialized needs. Mrs. Davison noted that the recommended firms will be available for use by the County until June 30, 2021.

On motion by Supervisor Cuevas, 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 authorized staff to use the following General Engineering Service firms as listed per category until June, 30, 2021:

Service	Approved Engineering Firm
ENVIRONMENTAL	<ul style="list-style-type: none"> ▪ SCS Engineers
WATER/SEWER	<ul style="list-style-type: none"> ▪ Peed & Bortz, LLC ▪ Valley Engineering Surveying & Planning ▪ Timmons Group Inc.
CIVIL	<ul style="list-style-type: none"> ▪ McCormick Taylor ▪ Valley Engineering Surveying & Planning ▪ Timmons Group Inc.
HVAC/MECHANICAL	<ul style="list-style-type: none"> ▪ Peed & Bortz, LLC ▪ Valley Engineering Surveying & Planning

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 declared the following items surplus to be disposed of through the public surplus auction, and authorized staff to discard of items as listed below:

Item to Declare Surplus – October 2016

Description	Quantity
Conference Chairs	7
Filing Cabinets	3
Desk Chairs	7
Fax/Copier	1
Filing Cabinets	5
Office Supplies	1
Desk Chairs	4
Bookshelf	1
Metal Shelving	2
Miscellaneous items	1
Paper Cutter	1
Pictures/Lamp	1
Metal Desk	1
Filing Cabinets	2
Desk Chairs	12
Box of cell phone cases, chargers and batteries	1
Miscellaneous items	1
Toners	6
Desk	1
Trailer Tank Portable Water 400 Gallons	1
Aqua Air Water System Tank	4
Centrifugal Pump	1

Stow A Crane	1
Onam Marquis III Generator Set	1
2004 GMC 1500 Series Pickup Truck	1
Radio Detection Pipe Locator	1

Items to Discard – October 2016

Description	Quantity
TV's	7
Calcomp Scanner	1
VCR with Attachments	1
Box of Power Chargers	1
Small Shelf Piece	1
Printer Table	1

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HUMAN RESOURCES DIRECTOR’S STAFF REPORT.

The Board received and reviewed Mrs. Mongold’s staff report dated October 12, 2016.

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PUBLIC WORKS DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Hertzler’s staff report dated October 12, 2016.

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COMMUNITY DEVELOPMENT DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Armstrong’s staff report dated October 12, 2016.

Ms. Cooper reviewed a revised master plan for REZ16-018, which was tabled by the Board on March 23, 2016. Ms. Cooper pointed out that all development outside of the inner loop road was removed from the master plan, as well as the proposed development on the west side of Stone Spring Road. The proposed building between the Women’s Health Center and the Sports Medicine complex remains, along with the proposed future parking decks. She explained that even though there is a significant change in focus, it does not mean the “green” areas will not be developed, as Sentara has identified those areas as possible future development areas, possible future vehicular connectivity, and possible future pedestrian connectivity.

In response to a question, Ms. Cooper stated that the hospital was constructed to accommodate additional floors if needed in the future, as approved in the original plan. She stated that it is staff’s recommendation to approve the rezoning request with the revised master plan.

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 removed from the table REZ16-018 Sentara RMH Medical Center, 2010 Health Campus Dr., Harrisonburg, VA 22801, to rezone TM# 125-(17)- L1, L1A; 125-(A)- L121, L135, L136, totaling 238.61 acres, currently zoned General Business District (B-1) and General Agriculture District (A-2), to Planned Medical and Research District (PMR). The Comprehensive Plan identifies this area as Mixed Use. The property is located in Election District 3.

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, subject to the attached proffers, approved REZ16-018 Sentara RMH Medical Center, 2010 Health Campus Dr., Harrisonburg,

VA 22801, to rezone TM# 125-(17)- L1, L1A; 125-(A)- L121, L135, L136, totaling 238.61 acres, currently zoned General Business District (B-1) and General Agriculture District (A-2), to Planned Medical and Research District (PMR). The Comprehensive Plan identifies this area as Mixed Use. The property is located in Election District 3.

(The proffers are attached to and made a part of these minutes)

Supervisor Cuevas expressed concern regarding the impact of Sentara's future development to private physicians and businesses, and loss of taxation to local government.

Administrator King indicated that there have been discussions with Sentara staff concerning future demand for services at the hospital and the outlying future facilities compared to the fact that they are tax exempt.

County Attorney Miller explained that if real estate is being used by the hospital for a hospital use, the real estate is tax exempt. If the hospital rents space to private physicians or businesses, the real estate is taxable. He pointed out that buildings with multiple uses can be divided accordingly, and the County reserves the right to tax space not being used by the hospital for hospital use.

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TECHNOLOGY DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mrs. Perry's staff report dated October 2016.

Chairman Kyger brought attention to recent news reports regarding election record hacking. He questioned whether the County has taken advantage of the Department of Homeland Security's firewall checks. Mrs. Perry explained that the Virginia Department of Elections has protections in place to secure election records. She explained that polling books and voting machines are not tied to the County's network, rather through the Virginia Department of Elections.

Chairman Kyger pointed out that communities are requesting safe audit checks on firewalls from the Department of Homeland Security. Mrs. Perry agreed that this has become a big issue with local governments and noted that safe audit checks have been discussed with the County's auditors.

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FIRE AND RESCUE CHIEF'S STAFF REPORT.

The Board received and reviewed Chief Holloway's staff report dated October 2016.

Chief Holloway reported that work is near completion at the East Rockingham Emergency Response Station in McGahyesville.

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PARKS & RECREATION DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mrs. McQuain's staff report dated October 2016.

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COURT SERVICES DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mrs. Freeman's staff report dated October 12, 2016.

Mrs. Freeman reminded staff that the Re-Entry Council meets quarterly, with the next meeting scheduled for October 13, 2016, at 4:00 p.m. in the Community room.

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COMMITTEE REPORTS.

The Board heard committee reports from Board members and staff.

SOCIAL SERVICES

Supervisor Breeden provided a handout regarding the upcoming Santa Day at Social Services on December 17, 2016, and encouraged participation.

VIRGINIA ASSOCIATION OF COUNTIES (VACo) LIAISON

Chairman Kyger reminded Board members of the upcoming Annual VACo conference on November 13-15, 2016, at the Homestead.

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ADJOURNMENT.

Chairman Kyger declared the meeting adjourned at 4:16 p.m.

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Chairman