

March 14, 2018

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, March 14, 2018, at 3:30 p.m. at the Rockingham County Administration Center, Harrisonburg, Virginia. The following members were present:

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

FREDERICK E. EBERLY, Election District #2 was absent

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  
KIRBY W. DEAN, Director of Parks & Recreation  
ANN MARIE FREEMAN, Director of Court Services  
JEREMY C. HOLLOWAY, Fire & Rescue Chief  
JENNIFER J. MONGOLD, Director of Human Resources  
TERRI M. PERRY, Director of Technology  
PHILIP S. RHODES, Director of Public Works  
RHONDA H. COOPER, Deputy Director of Community Development  
KELLY S. GETZ, Code Compliance Officer  
DIANA C. STULTZ, Zoning Administrator  
JESSICA G. KILBY, Deputy Clerk  
DONALD F. KOMARA, 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.**

Vice-Chairman Cuevas called the meeting to order at 3:32 p.m., followed by the Invocation. Finance Director Davidson led the Pledge of Allegiance.

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**APPROVAL OF MINUTES.**

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – ABSENT; KYGER – AYE; the Board approved the minutes of the regular meeting of February 28, 2018.

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**RECOGNITIONS.**

Vice-Chairman Cuevas and Administrator King introduced and recognized many individuals and County employees for their service to the community, including: Dr. John Downey, President of Blue Ridge Community College; Lisa Gooden, Registrar; Don Komara, Virginia Department of Transportation Residency Administrator; Ellen Harrison, Harrisonburg-Rockingham Community Services Board Executive Director; Thomas Miller, County Attorney; George Anas, Assistant County Administrator; Celeste Williams, Social Services Director; Jim Junkins, Harrisonburg-Rockingham Emergency Communications Center Director; Constitutional Officers: Barb, Garber, and Hutcheson; Department Heads: Armstrong, Davidson, Dean, Freeman, Holloway, Mongold, Perry, and Rhodes; Diana Stultz, Zoning Administrator; and Executive Assistants: Tamela Gray and Jessica Kilby.

Vice-Chairman Cuevas introduced employees of the *Daily News Record*, WSVA, and WHSV-TV. He emphasized the importance that television, newspapers and radio play in creating public awareness, and said the way in which these organizations interact with the community is extremely meaningful. The community is fortunate for the outstanding service these individuals provide on a daily basis, he said.

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**RESOLUTION - BOB CORSO.**

Administrator King read the following resolution in honor of WHSV-TV news anchor Bob Corso:

**RESOLUTION**

**WHEREAS**, Bob Corso, a graduate of the College of William and Mary, came to the Valley to join the WHSV-TV team in February of 1988; and

**WHEREAS**, Mr. Corso has served as an anchor, reporter, weathercaster and sports anchor during his tenure at WHSV-TV; and

**WHEREAS**, Mr. Corso is an award-winning journalist, receiving the Virginia AP Broadcasters Robert Gallimore Distinguished Service Award; and

**WHEREAS**, Mr. Corso has consistently demonstrated a level of professionalism that causes the public to hold him in high regard; and

**WHEREAS**, Mr. Corso is an active member of the community, volunteering as a youth soccer coach and serving as a lector at Blessed Sacrament Catholic Church; and

**WHEREAS**, Mr. Corso, his wife Suzanne, and daughters Carly and Natalie help make Rockingham County and the City of Harrisonburg a better place to live, work, and visit.

**NOW, THEREFORE, BE IT RESOLVED** that the Rockingham County Board of Supervisors hereby expresses sincere gratitude on behalf of its citizens to Mr. Corso for his past and continued efforts to inform the citizens of Rockingham County.

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On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER – AYE; CUEVAS - AYE; EBERLY - ABSENT; KYGER - AYE; the Board adopted the resolution in recognition of Bob Corso.

Vice-Chairman Cuevas and Board members expressed appreciation to Mr. Corso and WHSV-TV, and presented Mr. Corso with a framed resolution honoring his service.

Mr. Corso expressed appreciation to the Board and staff for their continued accessibility. He credited former County Administrators William O'Brien and Joseph Paxton for starting and maintaining a "media-friendly" relationship. He pointed out that cooperation from public officials is what news reporters rely on in order to provide information to the public.

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**RESOLUTION - JIM BRITT.**

Administrator King read the following resolution in honor of WSVB news reporter Jim Britt:

**RESOLUTION**

**WHEREAS**, during his high school and college years, Jim Britt began his broadcasting career as a play-by-play announcer for WVOB and WAMD radio stations in Maryland; and

**WHEREAS**, in 1981, Jim Britt graduated from Towson State University in Maryland, with a B.S. in Mass Communications; and

**WHEREAS**, Mr. Britt worked for WCEM in Cambridge, Maryland as the Program Director, Morning Show Host and play-by-play Announcer; and

**WHEREAS**, in 1987, Mr. Britt moved to Virginia and became the morning voice of the Shenandoah Valley, as the Co-Host of Early Mornings on WSVB; and

**WHEREAS**, during his tenure, Mr. Britt has served as play-by-play announcer for the James Madison University Sports Network and co-host and executive producer of "In the Garden with Andre Viette"; and

**WHEREAS**, Mr. Britt has hosted a monthly show with Rockingham County government officials for numerous years, a show that informs residents of governmental issues and changes occurring in the County; and

**WHEREAS**, Mr. Britt has consistently demonstrated a level of professionalism that causes the public to hold him in high regard; and

**WHEREAS**, Mr. Britt and Sue, his wife of 30 years, raised their son Sean and daughter Catherine, who along with their mother are graduates of James Madison University, to be upstanding adults in the community; and

**WHEREAS**, Mr. Britt and his family have helped make Rockingham County a better place to live, work, and visit.

**NOW, THEREFORE, BE IT RESOLVED** that the Rockingham County Board of Supervisors hereby expresses sincere gratitude on behalf of its citizens to Mr. Britt for his past and continued efforts to inform and entertain the citizens of Rockingham County.

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On motion by Supervisor Breeden, seconded by Supervisor Kyger, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY - ABSENT; KYGER - AYE; the Board adopted the resolution in recognition of Jim Britt.

Vice-Chairman Cuevas and Board members shared stories and expressed appreciation to Mr. Britt and WSVB Radio, and presented him with a resolution.

Mr. Britt shared a memory of his first radio show with County officials, which he said was established by Mr. O'Brien. He said Mr. O'Brien's goal was for residents to know what was occurring in the County. He pointed out that the show has continued for more than 25 years and attributed its success to the great working relationship with County staff.

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**RESOLUTION HONORING THE MEDIA.**

Administrator King read the following resolution in honor of *The Daily News Record*, WSVN, and WHSV-TV.

**RESOLUTION**

**WHEREAS**, the Daily News-Record and its predecessors have been a source of news and information for the Shenandoah Valley for over 100 years, with the first publication of the Evening News on May 8, 1899, and the News-Record on June 4, 1913, now having reached a daily print and online readership of more than 70,000; and

**WHEREAS**, WSVN radio went on the air on June 9, 1935, becoming the first radio station to broadcast in the Shenandoah Valley, with call letters that appropriately stand for We Serve Virginia Agriculture, and has throughout the years served as a source for news, information, and entertainment for the Valley; and

**WHEREAS**, WHSV-TV went on the air on October 6, 1953, as WSVN-TV, served as the only commercial station between Richmond and Roanoke, Virginia, for the next twenty years, assumed its WHSV-TV call sign in 1976, and has throughout the years served as the source of televised news and entertainment for the Shenandoah Valley; and

**WHEREAS**, the citizens of Rockingham County and its seven towns, the City of Harrisonburg, and the entire region, have come to rely upon these trusted media sources; and

**WHEREAS**, the employees of the Daily News-Record, WSVN, and WHSV continue to show a level of professionalism, respectfulness, and truthfulness that serves as an example for the media at-large.

**NOW, THEREFORE, BE IT RESOLVED** that the Rockingham County Board of Supervisors hereby expresses sincere gratitude on behalf of its citizens to the Daily News-Record, WSVN, and WHSV for their continued service to the citizens of Rockingham County.

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Board members presented each organization with the resolution and expressed appreciation for the outstanding services provided to the community on a daily basis.

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**INTRODUCTION OF STUDENTS.**

Students from East Rockingham High School introduced themselves to the Board.

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**TRANSPORTATION DEPARTMENT.**

The Board heard Mr. Komara's report on the activities of the Transportation Department, including updates to bridge, road and rural rustic projects.

Recent maintenance work includes brush cutting, boom axing, hauling stone, widening roads, and snow removal.

Supervisor Kyger suggested VDOT staff correspond with the Extension Service in regard to the spotted lanternfly, an invasive insect potentially harmful to our area grape, orchard and logging industries. The spotted lantern fly feeds on the “tree-of-heaven,” which Supervisor Kyger said can be found in many VDOT rights-of-way. He suggested the trees be removed along with their root system to help prevent the spread of the invasive insect.

Supervisor Breeden indicated he submitted signatures supporting improvements to the bridge near Sun Valley on south East Side Highway (Route 340). He indicated the bridge is too narrow to accommodate the size and volume of industrial truck traffic along that corridor. Additionally, Supervisor Breeden reported another accident occurred on Captain Yancey Road (Route 642) and indicated residents have requested posting a reduced speed limit.

Mr. Komara indicated special funding may be available to hard surface treat Power Dam Road (Route 651), if the Board agrees. Supervisor Breeden indicated Power Dam Road would benefit greatly if funding could be secured. By consensus, the Board agreed.

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**BLUE RIDGE COMMUNITY COLLEGE.**

Dr. John A. Downey, President, Blue Ridge Community College (BRCC), was excited to announce BRCC’s 50<sup>th</sup> Anniversary. He credited Cletus and Charlotte Houff for their visionary idea 50 years ago to work with the Commonwealth of Virginia to establish a community college on their farm land. Dr. Downey provided a presentation highlighting the College’s many changes since the late 1960s, and to show how the vision, mission, and impact of BRCC have all remained consistent over the last 50 years.

Since the opening of BRCC, Dr. Downey said the focus has been to improve the lives of people in the community through higher education. When the College opened, there were just a few buildings, he said. During the first week, 500 students enrolled and by the end of the first academic year, there were nearly 1,000 students. Dr. Downey pointed out that the original buildings are still in use today, with the College serving almost 10,000 students per year.

Dr. Downey introduced BRCC Advisory Board members Rodney Alderfer, Matthew Sunderlin and Frank Tamberrino. He expressed appreciation of their support along with the Board’s continued support of the College.

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**COUNTY ADMINISTRATOR’S STAFF REPORT.**

The Board received and reviewed Mr. King’s staff report dated March 9, 2018.

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

Mr. Anas recognized Economic and Tourism Coordinator Josh Gooden for his hard work during his first few weeks on the job.

Mr. Anas brought attention to the recent national news of Wal-Mart opening a 250,000 square foot dairy facility in Fort Wayne, Indiana. As a direct result, he said approximately 300 dairy farms in the Midwest have been told they are no longer needed. Mr. Anas said as large corporations continue to move toward single sourcing products, it will have an impact on the community.

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**FINANCE DIRECTOR’S STAFF REPORT.**

The Board received and reviewed Mrs. Davidson’s staff report dated March 8, 2018.

Mrs. Davidson reported that four bids were received for processing services for bills and past due notices. Mrs. Davidson indicated BMS Direct submitted the low bid for service at an annual cost of \$14,301.76.

On motion by Supervisor Breeden, seconded by Supervisor Chandler, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY – ABSENT; KYGER - AYE; the Board authorized staff to enter into a contract with BMS Direct for billing and past due notice processing services at an annual cost of \$14,301.76.

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On motion by Supervisor Breeden, seconded by Supervisor Kyger, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY- ABSENT; KYGER - AYE; the Board declared the following items surplus to be disposed of through the public surplus auction website:

Items to Declare Surplus – March 2018

<b>Description</b>	<b>Quantity</b>
Desk – Parks and Recreation	1
Misc. Office Supplies - Jail	1
Desk - Jail	1
Chairs - Finance	2
Coat Rack - Finance	1
Keyboard-Acer/Microsoft Mouse - Finance	1
Monitor Stands - Finance	2
Chairs – J&DR Court	4
Chairs – Social Services	8
Chairs – Social Services	10
Chairs – Social Services	10
Chairs – Social Services	10
Desk – Social Services	1
Filing Cabinets – Jail	6

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**HUMAN RESOURCES DIRECTOR’S STAFF REPORT.**

The Board received and reviewed Mrs. Mongold’s staff report dated March 14, 2018.

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

The Board received and reviewed Mr. Rhodes’ staff report dated March 14, 2018.

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

The Board received and reviewed Mr. Armstrong’s staff report dated March 14, 2018.

Supervisor Kyger indicated staff would like to study a proposed amendment to the supplemental standards that currently require owners or managers of event centers to reside on the property. By consensus, the Board authorized staff to conduct the study and report back to the Board with a recommendation.

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**TECHNOLOGY DIRECTOR’S STAFF REPORT.**

The Board received and reviewed Mrs. Perry’s staff report dated March 2018.

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**FIRE AND RESCUE CHIEF’S STAFF REPORT.**

The Board received and reviewed Chief Holloway’s staff report dated March 2018.

Chief Holloway pointed out that Blue Ridge Community College now offers a Paramedic Program, which will be highly beneficial to the County.

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**PARKS & RECREATION DIRECTOR’S STAFF REPORT.**

The Board received and reviewed Mr. Dean’s staff report dated March 7, 2018.

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**COURT SERVICES DIRECTOR’S STAFF REPORT.**

The Board received and reviewed Mrs. Freeman’s staff report dated March 14, 2018.

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**COMMITTEE REPORTS.**

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

FINANCE

On motion by Supervisor Breeden, seconded by Supervisor Chandler, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY; ABSENT - AYE; KYGER - AYE; the Board approved the following Harrisonburg-Rockingham Social Services District FY2017-2018 Supplemental Appropriations:

**1. AFDC Foster Care**

A supplemental appropriation in the amount of \$593,000 for AFDC Foster Care. Funding will be provided 50% by Federal and 50% by State funds with no local funding required.

Supplemental Appropriation: \$593,000

\$350,00	GL Code: 1220-05302-10100-000-505705-000	Aid to Dependent Children- County
0		
\$243,00	GL Code: 1220-05302-10200-000-505705-000	Aid to Dependent Children- City
0		
\$296,50	GL Code: 1220-00000-13303-000-338983-000	Public Assistance-Federal
0	GL Code: 1220-00000-12401-000-324983-000	Public Assistance- State
\$296,50		
0		

**2. Adoption Subsidy**

A supplemental appropriation in the amount of \$150,000 for Adoption Subsidy. Funding will be provided 50% by Federal and 50% by State funds with no local funding required.

Supplemental Appropriation: \$150,000

\$100,000	GL Code: 1220-05302-10100-000-505721-000	Adoption Subsidy Payments- County
\$50,000	GL Code: 1220-05302-10200-000-505721-000	Adoption Subsidy Payments- City
\$75,000	GL Code: 1220-00000-13303-000-338983-000	Public Assistance-Federal
\$75,000	GL Code: 1220-00000-12401-000-324983-000	Public Assistance- State

**3. Fostering Futures**

A supplemental appropriation in the amount of \$150,900 for Fostering Futures. Funding will be provided 50% Federal and 50% State funds with no local funding required.

Supplemental Appropriation: \$150,900

\$45,000	GL Code: 1220-05302-10100-000-505734-000	Fostering Futures IVE FC- County
\$105,900	GL Code: 1220-05302-10200-000-505734-000	Fostering Futures IVE FC- City
\$75,450	GL Code: 1220-00000-13303-000-338983-000	Public Assistance-Federal
\$75,450	GL Code: 1220-00000-12401-000-324983-000	Public Assistance- State

**4. Education and Training Vouchers**

A supplemental appropriation in the amount of \$4,000 for education and training vouchers. Funding will be provided 80% Federal and 20% State funds with no local funding required.

Supplemental Appropriation: \$4,000

\$4,000	GL Code: 1220-05302-10200-000-505743-000	ETV-Youths Aging Out of Foster-City
\$3,200	GL Code: 1220-00000-13303-000-338983-000	Public Assistance-Federal
\$800	GL Code: 1220-00000-12401-000-324983-000	Public Assistance-State

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On motion by Supervisor Breeden, seconded by Supervisor Kyger, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY; ABSENT - AYE; KYGER - AYE; the Board approved the following Harrisonburg-Rockingham Social Services District FY2017-2018 Supplemental Appropriation:

**Independent Living**

A supplemental appropriation in the amount of \$4,596 for Independent Living. Funding will be provided 80% Federal and 20% State funds with no local funding required.

Supplemental Appropriation: \$4,596

\$4,596	GL Code: 1220-05302-10100-000-505770-000	Independent Living Purchased- County
\$3,677	GL Code: 1220-00000-13303-000-338983-000	Public Assistance-Federal
\$919	GL Code: 1220-00000-12401-000-324983-000	Public Assistance- State

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On motion by Supervisor Breeden, seconded by Supervisor Kyger, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY; ABSENT - AYE; KYGER - AYE; the Board approved the following FY2017-2018 Supplemental Appropriations:

**1. Jail HVAC**

A supplemental appropriation in the amount of \$2,000,000 to transfer from the General Fund to the Capital Projects Fund for the multi-year HVAC project at the jail.

Supplemental Appropriation: 2,000,000

\$1,000,000	GL Code: 1101-00000-15102-000-351000-000	Transfer from General Fund
\$1,000,000	GL Code: 1101-00000-11899-000-318600-000	Share of Costs: Harrisonburg
\$2,000,000	GL Code: 1101-09401-00000-000-508390-000	Capital: Jail HVAC Project
\$1,000,000	GL Code: 1001-09301-00000-000-509511-000	Transfer to Capital Projects
(\$860,000)	GL Code: 1001-03302-00000-000-508305-000	Jail: Site Improvements
(\$140,000)	GL Code: 1001-04301-00000-000-508305-000	Share Maint: Site Improve
(\$500,000)	GL Code: 1001-00000-11899-000-318600-000	Share of Costs: Harrisonburg
\$500,000	GL Code: 1001-00000-15201-000-352000-000	General Fund: Fund Balance

**2. CAD-DMS Project**

A supplemental appropriation in the amount of \$1,600,000 to transfer from the General Fund to the Capital Projects Fund for the HRECC CAD-DMS project.

Supplemental Appropriation: \$1,600,000

\$1,600,000	GL Code: 1001-09301-00000-000-509511-000	Transfer to Capital Projects
(\$1,600,000)	GL Code: 1001-03506-00000-000-503800-000	911 Operations & Maint.
\$1,600,000	GL Code: 1101-00000-15102-000-351000-000	Transfer from General Fund
\$1,600,000	GL Code: 1101-09401-00000-000-508390-000	Capital: Jail HVAC Project

**3. Health Insurance Fund**

A supplemental appropriation in the amount of \$1,525,000 to transfer from the Self-Funded Health Insurance Fund to the General Fund to repay the General Fund for the start-up funds transferred to the Self-Funded Health Insurance Fund in FY08. This represents half of the funds used to start the insurance fund. The remainder will stay in the Self-Funded Health Insurance Fund until after the FY19 budget year.

Supplemental Appropriation: \$1,525,000

\$1,525,000	GL Code: 1310-09301-00000-000-509501-000	Transfer to General Fund
\$1,525,000	GL Code: 1310-00000-15201-000-352000-000	Self-Funded Health Insurance Fund Balance
\$1,525,000	GL Code: 1001-00000-15101-000-351310-000	Transfer from Self-Funded Health Insurance Fund
(\$1,525,000)	GL Code: 1001-00000-15201-000-352000-000	General Fund Balance

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On motion by Supervisor Breeden, seconded by Supervisor Chandler, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN - AYE; CHANDLER - AYE; CUEVAS - AYE; EBERLY; ABSENT - AYE; KYGER - AYE; the Board approved the following supplemental appropriation:

**Rockingham Park at the Crossroads**

A supplemental appropriation in the amount of \$282,500 to complete two softball fields at the Rockingham Park at the Crossroads.

Supplemental Appropriation: \$282,500

(\$282,500) GL Code: 1101-09401-00000-000-508399-000 Misc Projects  
\$282,500 GL Code: 1101-09401-00000-000-508359-000 Capital: Rockingham Park Project

OTHER

In honor of National Vietnam War Veterans Day on March 29, Vice-Chairman Cuevas indicated the Board will recognize Veterans for their sacrifices, with a Proclamation at the March 28, 2018, Board meeting.

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**RECESS.**

At 5:03 p.m., Vice-Chairman Cuevas recessed the meeting for dinner.

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**PUBLIC HEARING – SPECIAL USE PERMITS.**

At 6:01 p.m., Vice Chairman Cuevas opened the public hearing and Ms. Stultz reviewed the following special use permit requests:

SUP18-003 Mike Payne, 248 Industrial Drive, Ruckersville, VA 22968 for a 60' x 30' motor vehicle repair shop and a 60' x 30' impound lot on property located on the west side of Spotswood Trail (Route 33) approximately 1 mile south of Sapling Ridge Road (Route 634), Election District #5, zoned A-2. Tax Map #131-(A)-81A. Property address: 19094 Spotswood Trail, Elkton.

Supervisor Kyger indicated visibility of the impound lot could be a cause for concern if not properly screened, especially with visitors traveling Route 33 along the Parkway.

No one spoke in favor or in opposition to the request.

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SUP18-009 Todd White, 728 Fellowship Road, Rockingham, VA 22802 for an additional dwelling on property located on the west side of Indian Trail Road (Route 717) approximately 2350 feet north of Martz Road (Route 806), Election District #1, zoned A-2. Tax Map #81-(A)-135D. Property Address: 10943 Indian Trail Road.

Ms. Stultz indicated the applicant intends to build poultry houses on the property.

Applicant, Mr. White, said he purchased the property to build chicken houses. He intends to use the additional dwelling for hired farm workers to reside.

In response to questions from Vice-Chairman Cuevas, Ms. Stultz explained that one dwelling is permitted by right and Mr. White is requesting the second dwelling, both of which he intends to use for his farm workers. Ms. Stultz explained that the Code does not specify what the permitted accessory dwelling is to be used for, but indicated a condition can be added to the permit.

No one spoke in opposition to the request.

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Vice-Chairman Cuevas closed the public hearing at 6:16 p.m.

In regard to SUP18-003, Supervisor Breeden indicated he spoke with the applicant who agreed to proper privacy fencing so that the impound lot is not visible from the road. Supervisor Breeden also noted that the applicant proffered hours of operation from 8 a.m. to 6 p.m. and requested those hours of operation be added as a condition of the permit.

Supervisor Breeden indicated the request meets the following criteria:

- The use is compatible with surrounding uses, and the comprehensive plan,
- Is not detrimental to the character of adjacent land,
- Is consistent with the intent of Chapter 17, Zoning, of the County Code, and
- Is in the public interest.

On motion by Supervisor Breeden, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – ABSENT; KYGER – AYE; the Board, with the following conditions, approved SUP18-003, Mike Payne, 248 Industrial Drive, Ruckersville, VA 22968 for a 60' x 30' motor vehicle repair shop and a 60' x 30' impound lot on property located on the west side of Spotswood Trail (Route 33) approximately 1 mile south of Sapling Ridge Road (Route 634), Election District #5, zoned A-2. Tax Map #131-(A)-81A. Property address: 19094 Spotswood Trail, Elkton.

CONDITIONS:

1. Use shall be located in substantial accordance to plot plan submitted with the application.
2. Building shall comply with the Statewide Building Code and the proper permits shall be obtained.
3. As required by Health Department, the impound lot shall be located so as to not impact the septic system.
4. As proffered by applicant, there shall be no employees other than the owners of the business.
5. This permit is contingent upon a site plan being submitted to and approved by the County. No work shall be done on the property and the business shall not begin operation until such time as the site plan is approved.
6. Any on-premise advertising sign associated with this business shall comply with the Rockingham County Code.
7. There shall be no off-premise signs permitted unless all County and State regulations are met.
8. Parking shall comply with the Rockingham County Code.
9. All work shall be done inside the building.
10. There shall be no accumulation of junk, trash or parts located outside the building.

11. Vehicles within the impound lot shall be limited only to those that meet the requirements of the Rockingham County Zoning Ordinance. These shall be limited to wrecked vehicles awaiting insurance settlement or vehicles impounded by law enforcement. With both types of vehicles, they shall be kept no longer than 180 days.
12. This is not an automobile graveyard, and junked vehicles shall not be kept on this property unless they fall under the classification of #11 above.
13. All supplemental standards pertaining to motor vehicle repair shops and to impound lots shall be met and shall be enforced.
14. The business shall not begin operation until a certificate of occupancy is issued by the County. No certificate of occupancy shall be issued until all other conditions of this permit are met.
15. The impound lot shall be enclosed by a minimum 6 foot privacy fence installed so that the impound lot is not visible. This fence shall be maintained.
16. As proffered by the applicant, the hours of operation shall be from 8 a.m. to 6 p.m.

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Vice-Chairman Cuevas indicated SUP18-009 meets the following criteria:

- The use is compatible with surrounding uses, and the comprehensive plan,
- Is not detrimental to the character of adjacent land,
- Is consistent with the intent of Chapter 17, Zoning, of the County Code, and
- Is in the public interest.

On behalf of Vice-Chairman Cuevas, on motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; EBERLY – ABSENT; KYGER – AYE; the Board, with the following conditions, approved 18-009, Todd White, 728 Fellowship Road, Rockingham, VA 22802 for an additional dwelling on property located on the west side of Indian Trail Road (Route 717) approximately 2350 feet north of Martz Road (Route 806), Election District #1, zoned A-2. Tax Map #81-(A)-135D. Property Address: 10943 Indian Trail Road.

**CONDITIONS:**

1. Use shall be located in substantial accordance to plot plan submitted with the application.
2. Residence shall comply with the Statewide Building Code and the proper permits shall be obtained.
3. VDOT requirements shall be met with regard to the entrance.
4. Health Department requirements shall be met with regard to the septic and well.
5. Residence shall not be occupied until such time as a certificate of occupancy is issued by the County. No certificate of occupancy shall be issued until all other conditions of this permit are met.

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**CLOSED MEETING.**

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE;

CUEVAS – AYE; EBERLY – ABSENT; KYGER – AYE; the Board recessed the meeting from 6:24 p.m. to 6:59 p.m., for a closed meeting pursuant to 2.2-3711.A, (1), Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; and (7), Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body.

MOTION: SUPERVISOR KYGER                      RESOLUTION NO: 18-04  
SECOND: SUPERVISOR CHANDLER      MEETING DATE: MARCH 14, 2018

**CERTIFICATION OF CLOSED MEETING**

WHEREAS, the Rockingham County Board of Supervisors has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this Board of Supervisors that such Closed Meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Rockingham County Board of Supervisors hereby certifies that, to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the Closed Meeting to which this certification resolution applies; and (ii) only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed or considered by the Board of Supervisors.

VOTE:  
AYES:            BREEDEN, CHANDLER, CUEVAS, KYGER  
NAYS:            NONE  
ABSENT:        EBERLY

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**ADJOURNMENT.**

Vice-Chairman Cuevas declared the meeting adjourned at 7:00 p.m.

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Chairman