

June 14, 2023

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, June 14, 2023, at 3:00 p.m., at the Rockingham County Administration Center, Harrisonburg, Virginia.

The following members were present:

- DEWEY L. RITCHIE, Election District #1
- SALLIE WOLFE-GARRISON, Election District #2
- RICK 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
- CASEY B. ARMSTRONG, Assistant County Administrator for Economic Development
- PATRICIA D. DAVIDSON, Assistant County Administrator for Finance & Operations
- MICHAEL L. BOWEN, Director of Technology
- RHONDA H. COOPER, Director of Community Development
- KIRBY W. DEAN, Director of Parks & Recreation
- PAULA A. GREENHAGEN, Director of Human Resources
- JEREMY C. HOLLOWAY, Fire & Rescue Chief
- PHILIP S. RHODES, Director of Public Works
- ANN MARIE RITCHIE, Director of Court Services
- RACHEL A. SALATIN, Deputy Director of Community Development
- KELLY S. GETZ, Zoning Administrator
- MOLLY S. BARNETT, Deputy Clerk
- DONALD F. KOMARA, Residency Administrator
Virginia Department of Transportation
- JEREMY S. MASON, Assistant Residency Administrator
Virginia Department of Transportation

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

Chairman Ritchie called the meeting to order at 3:00 p.m.

Supervisor Chandler provided the invocation, and Assistant County Administrator Casey Armstrong 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 roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved the minutes of the regular meeting of May 24, 2023.

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TRANSPORTATION DEPARTMENT.

The Board heard Mr. Komara’s report on the activities of the Transportation Department, including updates to recent and upcoming bridge, road, and rural rustic projects; and Board members provided maintenance requests.

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PRESENTATION – MASSANUTTEN REGIONAL LIBRARY.

Zachary Elder, Director of Massanutten Regional Library, provided a presentation titled “The Value of Libraries.” Mr. Elder spoke about the library’s economic impacts, online resources, and positive social impacts within the community.

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REPORT – HARRISONBURG ROCKINGHAM COMMUNITY SERVICES BOARD.

Rebekah Brubaker, Executive Director of the Harrisonburg Rockingham Community Services Board (CSB), gave a report on how the CSB is using the County’s Opioid Abatement Funds. Ms. Brubaker indicated there are three main categories served by the funding: prevention and research, harm reduction, and treatment services. The CSB has launched an information campaign to make County residents aware of resources available. Ms. Brubaker said Revive Trainings teach people to administer Narcan, and showed an example of a harm reduction kit which individuals receive once completing the training. Ms. Brubaker noted the CSB has partnered with Rockingham County Public Schools and Massanutten Regional Library to provide trainings and educate the community.

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COUNTY ADMINISTRATOR.

Administrator King acknowledged the retirement of Superintendent Oskar Scheikl, and complimented Mr. Scheikl’s leadership, particularly during the Covid pandemic. Mr. King noted that Cheryl Mast, Chief Financial Officer for RCPS, will be retiring soon.

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COUNTY ATTORNEY.

Mr. Miller announced Sheila Paladino was promoted to the position of Deputy County Attorney. Chairman Ritchie expressed satisfaction and remarked that Ms. Paladino is a competent and compassionate individual.

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ASSISTANT COUNTY ADMINISTRATOR FOR FINANCE & OPERATIONS.

Ms. Davidson recalled the County issued a Request for Proposals (RFP) for earthwork and pipe installation and repair. The RFP closed with three responses, and staff recommended awarding the contract to AJ Connor General Contractor Inc., Bradford W. Morris General Excavating Inc., and Partners Excavating Co. for a one-year contract with two optional one-year extensions. Ms. Davidson noted this is a job order contract, making an overall price unavailable.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board awarded a one-year contract, with two optional one-year extensions, to AJ Connor General Contractor Inc., Bradford W. Morris General Excavating Inc., and Partners Excavating Co. for earthwork and pipe installation and repair.

Ms. Davidson stated the County sought proposals from qualified independent firms to provide investment consulting services for a program that provides supplemental retirement plans to participants who are employees or retirees of the County, to ensure its fiduciary responsibilities are met. She said two responses were received and recommended awarding a one-year contract to Gallagher Fiduciary Advisors, LLC in the amount of \$25,000.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board awarded a one-year contract, with four optional one-year extensions, to Gallagher Fiduciary Advisors, LLC in the amount of \$25,000 for the first year, for retirement plan investment consulting services.

Ms. Davidson indicated Rockingham County Fair had an issue with one of their vehicles, rendering it inoperable, and they have inquired about a surplus vehicle from the County. Staff recommended to surplus a 2007 Dodge Ram 1500 with 133,000 miles with an approximate value of \$2,500-\$3,000, to donate to the Fair.

On motion by Supervisor Kyger, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board authorized staff to surplus a 2007 Dodge Ram 1500 to donate to Rockingham County Fair.

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FINANCE COMMITTEE.

Ms. Davidson indicated Rockingham County Public Schools received additional state and federal funds for FY2023 after the budget was originally approved. The School Board requested amending the school budget for FY23.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved the following FY23 budget amendment:

<u>Revenue</u>		<u>Expenditure</u>	
<u>Additional Sales Tax</u>		<u>Maintenance Projects</u>	
2201-00000-22402-000-400100-000	\$1,000,000	2201-64200-00000-923-603301-000	\$1,000,000
<u>Health Workforce Grant</u>		<u>Expense for Grant</u>	
2201-00000-23301-000-409999-000	\$91,696	2201-61100-00000-146-601800-100	\$43,200
		2201-61100-00000-146-606013-100	\$48,496
<u>ESSER III</u>		<u>Language Arts Adoption</u>	
2201-00000-23301-000-409918-000	\$390,000	2201-61100-00000-143-606013-100	\$390,000
<u>Title 1</u>		<u>Supplies</u>	
2201-00000-23301-000-409901-000	\$500,000	2201-61100-00000-255-606030-500	\$500,000
<u>Capital Projects</u>		<u>BHS/EES Projects</u>	
2103-00000-25201-000-400091-000	\$2,110,000	2103-66000-00000-210".603100-000	\$290,000
		2103-66000-00000-301-603100-000	\$20,000
		2103-66000-00000-301-608009-000	\$1,800,000

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DIRECTOR OF HUMAN RESOURCES.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Kyger, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board awarded the health insurance plan as presented to Anthem, and awarded the dental insurance plan to Anthem, for the plan year 2023-2024, effective October 1, 2023, with insurance rates as follows:

Anthem PPO Plan	Anthem HDHP/HSA Plan
<ul style="list-style-type: none"> • Raise the deductible from \$750/\$1,500 to \$1,000/\$2000 • Increase the out-of-pocket max from \$3,000/\$6,000 to \$4,000/\$8,000 • Increase PCP copay from \$20 to \$25 • Increase Specialist copay from \$40 to \$50 • Increase ER copay from \$250 to \$500 • Increase pharmacy copays from \$10/\$40/\$60/20% to \$15/\$50/\$75/20% 	<ul style="list-style-type: none"> • Raise the deductible from \$3,000/\$6,000 to \$3,400/\$6,800 • Raise the out-of-pocket max from \$4,000/\$8,000 • Change coinsurance from 0% to 10% <p>Unchanged: pharmacy and medical are combined to meet the deductible.</p>

Rate adjustments to monthly premium contributions for both employees and the County for the 2023/2024 plan year:

Anthem PPO Plan	Employee	County	Total
Employee Only	\$71.00	\$647.00	\$718.00
Employee + Spouse	\$383.00	\$1,122.00	\$1,505.00
Employee + 1 Child	\$301.00	\$882.00	\$1,183.00
Employee + Children	\$452.00	\$1,322.00	\$1,774.00
Employee + Family	\$516.00	\$1,505.00	\$2,021.00

Anthem HDHP/HSA	Employee	County	Total
Employee Only	\$43.00	\$516.00	\$559.00
Employee + Spouse	\$195.00	\$1,010.00	\$1,205.00
Employee + 1 Child	\$157.00	\$823.00	\$980.00
Employee + Children	\$228.00	\$1,193.00	\$1,421.00
Employee + Family	\$260.00	\$1,365.00	\$1,625.00
HSA Contribution		\$750 for employee only; \$1,500 for employee plus dependent options	\$750/\$1,500

Anthem Dental Rates LOW PLAN 2023/2024 Plan Year	Current Year Monthly Premiums	2023/2024 Plan Year Monthly Premiums
Employee Only	\$32.00	\$28.00
Employee + Spouse	\$60.00	\$57.00
Employee + 1 Child	\$60.00	\$68.00
Employee + Children	\$100.00	\$86.00
Family	\$100.00	\$97.00

Anthem Dental Rates HIGH PLAN 2023/2024 Plan Year	Current Year Monthly Premiums	2023/2024 Plan Year Monthly Premiums
Employee Only	N/A	\$38.00
Employee + Spouse	N/A	\$77.00
Employee + 1 Child	\$80.00	\$94.00
Employee + Children	\$110.00	\$112.00
Family	\$110.00	\$129.00

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FIRE AND RESCUE.

Chief Holloway stated Steve Powell should be the County representative for the Central Shenandoah Emergency Medical Services Council (CSEMSC) Board of Directors. Mr. King recalled at the May 24, 2023, meeting that the Board appointed Chief Holloway as the representative with Steve Powell as an alternate, and it needs to be reversed.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board reappointed Steve Powell to the CSEMSC Board of Directors for a term to expire September 30, 2026, and appointed Jeremy Holloway to serve as the designated alternate representative.

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COMMITTEE REPORTS.

VIRGINIA ASSOCIATION OF COUNTIES (VACo)

On motion by Supervisor Chandler, seconded by Supervisor Breeden, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board designated William B. Kyger, Jr. as primary voting delegate to cast the County’s vote at the VACo 2023 Annual Meeting.

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COMMITTEE APPOINTMENTS.

COMMUNITY SERVICES BOARD (CSB)

On motion by Supervisor Chandler, seconded by Supervisor Breeden, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board made the following appointments to the Community Services Board:

1. Meagan Driver to serve as the District 1 member for a term expiration of June 30, 2026
2. Jennifer Mongold to serve as the District 2 member for a term expiration of June 30, 2024
3. Seth Stauffer to serve as the District 3 member for a term expiration of June 30, 2025

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REMOVAL FROM THE TABLE.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board removed SUP23-0339 Brothers Craft Brewing from the table.

Supervisor Chandler indicated a meeting took place with the applicant and conditions were added to address previously stated concerns.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved, with conditions, SUP23-0339 Brothers Craft Brewing, 800 North Main Street., Harrisonburg, VA 22801, for a craft brewery located on the south side of Spotswood Trail (Route 33) approximately 0.7 mile east of Cross Keys Road (Route 276). Zoned A-2 (General Agricultural District). Tax Map #126-(A)- L69. Election District 5.

Conditions:

1. Use shall be in substantial accordance with the site plan submitted with the application.
2. The use and structure shall comply with all applicable federal, state, and local regulations.
3. Any outside entertainment shall be at the side of the building facing southwest and opposite Route 33.
4. All outside entertainment shall cease no later than 9:30pm.

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DILAPIDATED STRUCTURE.

Zoning Administrator Getz recalled at the May 10, 2023, meeting, the Board authorized the Building Official to notify the property owner of 14152 Turleytown Road in Broadway that the structure and contents must be removed due to catastrophic fire damage. Mr. Getz explained the neighboring structure at 14110 Turleytown Road, which is owned by the same person, has also been recommended for demolition by the Building Official, due to the possibility of the front porch collapsing into the roadway. Mr. Getz said staff is requesting direction from the Board to move forward with condemnation of the property at 14110 Turleytown Road.

Following a brief discussion concerning the condemnation process, Chairman Ritchie recommended postponing Board action until a future meeting, to allow more time for staff to communicate with the property owner.

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CLOSED MEETING.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board recessed the meeting from 4:42 p.m. to 5:00 p.m., for a closed meeting pursuant to Section 2.2-3711.A(3), Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; Section 2.2-3711.A(5), Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business’ or industry’s interest in locating or expanding its facilities in the community; and Section 2.2-3711.A(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 CHANDLER
SECOND: SUPERVISOR KYGER

RESOLUTION NO: 23-11
MEETING DATE: June 14, 2023

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, KYGER, RITCHIE, WOLFE-GARRISON
NAYS: NONE
ABSENT:

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AUTHORIZATION.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board authorized staff to proceed with an option to purchase real estate as discussed in closed session.

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RECESS.

At 5:03 p.m., Chair Ritchie recessed the meeting for dinner.

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PUBLIC HEARINGS - SPECIAL USE PERMITS.

SUP23-0372 WILLARD KNICELY.

Mr. Getz reviewed the following request:

SUP23-0372 Willard Knicely, 7877 Triple Farm Drive, Bridgewater, VA, for a woodworking shop located on the north side of Triple Farm Drive (Private) approximately 0.12 mile east of Spring Creek Road (Route 613). Zoned A-1 (Prime Agricultural). Tax Map #105-(A)- L89F. Election District 4.

In response to a question from Supervisor Wolfe-Garrison, Mr. Getz stated the Building Official and Fire Marshal would work together to address concerns related to increased flammability to ensure safety.

Chairman Ritchie opened the public hearing at 6:02 p.m. No public comments were received, and the public hearing was closed at 6:03 p.m.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0372 Willard Knicely, 7877 Triple Farm Drive, Bridgewater, VA, for a woodworking shop located on the north side of Triple Farm Drive (Private) approximately 0.12 mile east of Spring Creek Road (Route 613).

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SUP23-0453 REBECCA EVERSON.

Mr. Getz presented the following request:

SUP23-0453 Rebecca Everson, 10068 South East Side Highway, Elkton, VA 22827, for a dwelling, manufactured home, located on the north side of South East Side Highway (Route 340) and Treeland Lane (Private). Zoned RR-1 (Residential or Recreational District). Tax Map #154-(2)- L15. Election District 5.

Mr. Getz said the property owners would like to place a manufactured home on the property as an accessory dwelling for their daughter. The applicant was present.

Chairman Ritchie opened the public hearing at 6:05 p.m. No public comments were received, and the public hearing was closed at 6:06 p.m.

On motion by Supervisor Breedon, seconded by Supervisor Kyger, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0453 Rebecca Everson, 10068 South East Side Highway, Elkton, VA 22827, for a dwelling, manufactured home, located on the north side of South East Side Highway (Route 340) and Treeland Lane (Private).

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SUP23-0486 WILLIAM T. BURRUSS III.

Mr. Getz reviewed the following request:

SUP23-0486 William T Burruss III, 9519 Saint Charles Place, Fairfax VA 22032 for an event center/retreat center located on the south side of Singers Glen Road (Rt 613) approximately .2 mile west of Kieffer Road (Rt 876). Zoned RV (Rural Village). Tax Map # 63A-(A)- L21, 63A-(A)- L22, 63A-(A)- L22A. Election District 2.

Mr. Getz stated the T. Funk and Sons Store was built in 1895 and operated until the 1950s, and the applicant is proposing to open an event and retreat center in the renovated store.

At 6:08 p.m., Chairman Ritchie opened the public hearing.

Larry Gray spoke in support of the application. Mr. Gray said the applicants recently hosted a public meeting regarding this special-use permit with over 65 residents in attendance. He noted the subject building is historically significant, and stated this could be a source of pride for Singers Glen.

Applicant William Burruss explained he is related to the Funk family, and restoring the former store has been a lifelong dream. He said the intent is to create a group meeting space, not to rent rooms to individuals or travelers. In response to questions from Board members, Mr. Burruss stated his son lives in the house adjoining the property and would manage the business, and they will have space for parking within the property lines.

At 6:16 p.m., Chairman Ritchie closed the public hearing.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0486 William T Burruss III, 9519 Saint Charles Place, Fairfax VA 22032 for an event center/retreat center located on the south side of Singers Glen Road (Route 613) approximately .2 mile west of Kieffer Road (Route 876).

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SUP23-0516 VANGUARD ORGANICS, LLC.

Mr. Getz reviewed the following request:

SUP23-0516 Vanguard Organics, LLC, 133 Boston Post Road, Building 15, 2nd floor, Weston MA 02493, for a biomass conversion facility located on the north side of Lawyer Road (Route 655), approximately 0.34 mile east of Port Republic Road (Route 253). Zoned A-1 (Prime Agricultural District). Tax Map #152-(A)- L91. Election District 3.

The applicants are proposing to develop a biomass conversion facility utilizing anaerobic digestion that would take in dairy manure, food waste and other organic materials to be converted to liquid fertilizer for use on the farm, and gas to be sold for energy, explained Mr. Getz. He said the proposed facility does not meet the supplemental standards for by-right use in the A-1 district and therefore is only allowed by special-use permit.

Chairman Ritchie opened the public hearing at 6:22 p.m.

Nicholas Cunha from Vanguard Organics reviewed the site plan. He said they are hoping to subdivide the larger parcel so the facility would be located on the side the farm is on. Mr. Cunha inquired if the setbacks for biomass facilities or primary structures would apply after the proposed subdivision.

Supervisor Wolfe-Garrison asked Mr. Miller how subdivision would affect the land-use designation. Mr. Miller said it should be clarified if the agricultural use is covered under the land-use statute.

Landowner Karl Paulson said his family was excited about the project and it provides security by reducing fertilizer costs, providing bedding, and creating revenue. He added the

subdivision request is from the lender and if that request prevents the project from happening, they would work around it. Mr. Paulson stated their farm meets the minimum requirement for manure production and still has room to expand without causing overproduction. This facility would take in about twenty-five percent cow manure and seventy-five percent food waste, he said.

Discussion ensued between Board members and applicants surrounding the ratio of manure and food waste that would be going into the facility, and from where it would be sourced. Supervisor Wolfe-Garrison expressed concern that the facility could be a drawing point for waste from undefined areas, which offers no benefit to the County. Mr. Cunha clarified the manure is produced on the farm, or locally sourced should it fall below minimum requirements. He said there are market constraints like hauling fees associated with bringing in food waste, and it is in their best economic interest to obtain food waste locally. Board members discussed the possibility of a condition that would dictate food waste could only be sourced within a certain radius of the facility.

John Reeves, a retired chemical engineer, spoke in support of the application. Mr. Reese said this technology does very well and talked about existing facilities in other parts of the United States. He said he believed this would be a benefit to the County.

Lois Paul spoke in opposition, voicing concerns about increased truck traffic on Lawyer Road.

Kim Sandum inquired about projected truck traffic, and if potential facility expansion would require an additional special-use permit. Mr. Cunha said the projection of 18 to 25 trips per day includes traffic incoming and outgoing from the facility. Mr. Getz confirmed any expansions would require another special-use permit.

Chairman Ritchie closed the public hearing at 7:03 p.m.

Following further discussion about sourcing food waste, Supervisor Chandler made a motion to table the request. Supervisor Kyger amended the motion to table the request to a date certain of June 28, 2023.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board tabled SUP23-0516 Vanguard Organics, LLC, to a date certain of June 28, 2023.

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SUP23-0592 ANTOINETTE LUCAS.

Mr. Getz presented the following request:

SUP23-0592 Antoinette Lucas, 2842 Beulah Road., Keezletown, VA 22832, for a kennel operation, commercial, located on the south side of Beulah Road (Route 710), approximately 0.3 mile east of Indian Trail Road (Route 717). Zoned A-1 (Prime Agricultural District). Tax Map #111-(A)- L9. Election District 3.

Mr. Getz said the applicant is proposing a dog daycare and boarding kennel, and it would not function as a breeding facility.

Antoinette Lucas stated she intends to use existing buildings on the property for daycare and boarding, and the buildings are climate controlled.

Chairman Ritchie opened the public hearing at 7:15 p.m. No public comments were received, and the public hearing was closed at 7:16 p.m.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0592 Antoinette Lucas, 2842 Beulah Road, Keezletown, VA 22832, for a kennel operation, commercial, located on the south side of Beulah Road (Route 710), approximately 0.3

mile east of Indian Trail Road (Route 717).

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SUP23-0634 JOSHUA A. ROBERTSON.

Mr. Getz reviewed the following request:

SUP23-0634 Joshua A Robertson, 4125 Lee Hwy, Weyers Cave, VA 24486, for a meat processing facility located on the east side of Lee Hwy (Rt 11), approximately 0.4 mile south of Capt Shands Rd (Rt 690). Zoned A-2 (General Agricultural District). Tax Map #149-(A)- L15. Election District 4.

Mr. Getz said customers would bring in meat for preparation, and future holding pens meet the setback ordinance. He clarified that meat processing facilities can include holding pens and slaughter areas, but the applicant’s intention is to begin as a custom processing facility.

At 7:22 p.m., Chairman Ritchie opened the public hearing. No public comments were received, and the public hearing was closed at 7:23 p.m.

In response to a question from Chairman Ritchie, Mr. Robertson said he uses a disposal service for game carcasses, but he is interested in the possibility of composting beef and pork carcasses in the future. He added there is a large need in the valley for meat processing.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0634 Joshua A Robertson, 4125 Lee Highway, Weyers Cave, VA 24486, for a meat processing facility located on the east side of Lee Highway (Route 11), approximately 0.4 mile south of Captain Shands Road (Route 690).

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CLOSED MEETING.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board recessed the meeting from 7:28 p.m. to 7:46 p.m., for a closed meeting pursuant to Section 2.2-3711.A(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 WOLFE-GARRISON RESOLUTION NO: 23-12
SECOND: SUPERVISOR CHANDLER MEETING DATE: June 14, 2023

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, KYGER, RITCHIE, WOLFE-GARRISON
NAYS: NONE
ABSENT:

ADJOURN.

Chairman Ritchie declared the meeting adjourned at 7:47 p.m.

Chairman