

July 15, 2020

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, July 15, 2020, at 3:00 p.m., at the Rockingham County Administration Center, Harrisonburg, Virginia. The meeting was open to the public, and broadcast online.

The following members were present:

- BRENT V. TRUMBO, 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 was Absent

Also present:

- STEPHEN G. KING, County Administrator
- THOMAS H. MILLER, JR., County Attorney
- CASEY B. ARMSTRONG, Assistant County Administrator
- RHONDA H. COOPER, Director of Community Development
- PATRICIA D. DAVIDSON, Director of Finance
- JEREMY C. HOLLOWAY, Fire & Rescue Chief
- PHILIP S. RHODES, Director of Public Works
- KELLY S. GETZ, Deputy Zoning Administrator
- TAMELA S. GRAY, Deputy Clerk
- DONALD F. KOMARA, Residency Administrator  
Virginia Department of Transportation
- C. BURGESS LINDSEY, Assistant Residency Administrator  
Virginia Department of Transportation

oooooOoooo

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

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

Supervisor Chandler provided the invocation, and Assistant County Administrator Casey B. Armstrong led the Pledge of Allegiance.

oooooOoooo

**APPROVAL OF MINUTES.**

On motion by Supervisor Chandler, seconded by Supervisor Trumbo, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board approved the minutes of the regular meeting of June 24, 2020.

oooooOoooo

**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.

Mr. Komara indicated Burgess Lindsey has been looking at old Revenue Sharing projects to determine if there are funds remaining that can be applied to the Spotswood High School entrance project. VDOT planned to add a new traffic signal on the current

traffic signal arm, but a new foundation may be needed to support another signal on the current arm.

Mr. Komara said the utility stage of the South Valley Pike (Route 11) four-lane project is being finished. He suggested that the Board rescind the resolution concerning changes to the Oakwood Drive and Cecil Wampler Road (Route 704) project adopted on June 24, 2020, and adopt another resolution amending the project. The amended project may score better, the money can be better utilized and the project can move forward. Mr. Komara informed the Board that the change will not delay the project, and the road will not be realigned.

Repaving will begin on Erickson Avenue at the end of July. Mr. Komara lobbied for funds to pave the shoulders along Erickson Avenue, which he received. VDOT plans to pave three feet on the eastern side of Erickson Avenue and hopes to also pave a small section of the shoulder on the western side of Erickson Avenue.

Mr. Komara informed the Board that the George Washington National Forest has a 40-foot right-of-way on the proposed rural addition, from the end of VDOT's current state maintenance for 0.4 of a mile. He noted the section to the bridge is only .29 of a mile. The National Forest obtained the right-of-way so people can access the forest to hunt, fish or hike. Mr. Komara thinks this would be an easy rural addition, so he is working on a punch list. Mr. Komara said the Rawley Springs Homeowners' Association may want to participate, which may make it smoother. Mr. Komara will also look into some revenue sharing.

Maintenance items included completing the secondary mowing and starting on the primary mowing again, scratching road surfaces and applying water on dusty roads.

Supervisor Trumbo informed Mr. Komara that he has received calls about the slurry seal on Harpine Highway (Route 42) south of Broadway. It is not as smooth as asphalt so vehicle tires track in the grooves. Mr. Komara said slurry is added to slick pavement to roughen it and provide more friction. He told Supervisor Trumbo that once the slurry wears down, it will be smoother.

Supervisor Chandler requested that VDOT obtain a traffic count on Williams Run Road (Route 672) to determine if it qualifies as a rural rustic project. He also noted drainage issues on Huron Court in Lakewood.

Supervisor Wolfe-Garrison asked about the Chrisman Road (Route 771) bridge project near Singers Glen Road (Route 613). Mr. Komara explained that Chrisman Road will be closed until August 5, 2020, to replace the one-lane bridge. Supervisor Wolfe-Garrison asked about progress on inching away at the slope on the eastern side of Chrisman Road, or adding a convex mirror on the northwest side of the intersection so motorists can see around the corner before coming down the hill onto Chrisman Road. Mr. Komara indicated the slope would have to be cut back a significant distance to obtain enough sight distance from Singers Glen Road to see the drop onto Chrisman Road, but said he will look at the intersection again.

Supervisor Wolfe-Garrison thanked VDOT staff for mowing and asked if farmers should be reminded to cut corn near intersections so drivers can see approaching vehicles. Mr. Komara indicated VDOT has a 15-foot right-of-way from center on most roads.

Chairman Kyger noted there is dust at the intersection of Cecil Wampler Road (Route 704) and South Valley Pike (Route 11), where northbound traffic makes a right turn from Valley Pike onto Cecil Wampler Road. He asked if VDOT could put some pavement where there is gravel for trucks to turn.

Chairman Kyger asked when the Metropolitan Planning Organization (MPO) can begin looking at expanding the lanes on Dinkel Avenue (Route 257) from South Valley Pike (Route 11) to at least Mt. Crawford Avenue (Route 1310), because the two current lanes are not ample to carry the traffic on Dinkel Avenue. Mr. Komara noted the MPO is looking for traffic studies, so he and Ms. Cooper will mention this project to them.

Chairman Kyger brought up the subject of Blue Hole along Rawley Pike (Route 33), which he said the Board has attempted to close to the public, but many citizens object to shutting down the swimming hole. Chairman Kyger stated the swimming hole is a huge safety issue, but people parking along Rawley Pike is a bigger concern. An emergency pull-off is needed for trucks and parking is needed off of Rawley Pike, he said. There are “No Parking” signs along Rawley Pike, but people continue to park along the road. Chairman Kyger said even if Blue Hole is sold to a private individual, there will still be safety issues along Route 33. Chairman Kyger said he received a call from a trucking company that had two trucks traveling on Route 33 from West Virginia, and both trucks almost hit a family getting out of their car near Blue Hole.

Administrator King said additional “No Parking, Towing Enforced” signs can be installed along Rawley Pike immediately. That may cause people to park on private property, but they will be off Route 33, which is extremely dangerous. Chairman Kyger asked that “No Parking, Towing Enforced” signs be placed along Route 33 at Blue Hole so Sheriff’s deputies and the State Police can have vehicles towed without issuing a warning or locating the owner of the vehicle.

Chairman Kyger asked staff to provide proposals at the August 12, 2020 Board meeting regarding how the County can dispose of the Blue Hole property. He reiterated that the County will continue to address the parking issue on Route 33, since that property is in VDOT’s right-of-way.

When Supervisor Wolfe-Garrison questioned if tow trucks can travel by Blue Hole regularly and tow vehicles that are parked along Route 33, Mr. Miller said he thinks localities can control parking along VDOT’s rights-of-way, but indicated the question is why people park there. If the property is posted as “No Trespassing”, it is a misdemeanor to trespass on it, and the trespassers can be arrested and convicted, he said. Mr. Miller stated it is a great swimming hole, but it is dangerous for swimmers to jump and dive off the huge rock into the water. He noted the property is landlocked and there is no legal access to it. For people to get to Blue Hole, they have to trespass across private property. Mr. Miller said if Sheriff’s deputies arrest people for trespassing on the property, the trespassers may get the idea.

Chairman Kyger informed *Daily News-Record* Reporter Jessica Wetzler that he is putting the public on notice that the Board will come to a final resolution on Blue Hole before the end of the summer.

Administrator King noted that the Board has already held a public hearing about disposing of the property. Mr. Miller said a public hearing was held about ten years ago.

Chairman Kyger said the Board will hold another public hearing, if necessary. He stated the County has no business owning Blue Hole if it is not going to be turned into a park; Blue Hole belongs to the private property-owners adjacent to it. He went on to say the County can deal more effectively with the parking issue on Route 33 West, which the County will address immediately.

Supervisor Chandler questioned whether a higher fine could be imposed for parking along Route 33. Mr. Komara responded that he is not sure, but higher fees are usually associated with speed limits.

Mr. Komara will contact Chairman Kyger and Administrator King to establish a meeting with John McNult, who lives near Blue Hole.

ooooOoooo

**UPDATE – STATUS OF LOCAL HOUSING EVICTIONS – FAITH IN ACTION.**

Ann Pettit, Massanutten Presbyterian Church Associate Pastor and a member of the Executive Committee for Faith in Action, stated Faith in Action is focusing its work on the availability of affordable housing in the County and City of Harrisonburg.

Ms. Pettit said another crisis issue, which is a result of the Coronavirus pandemic and closing the economy in March, is the significant financial impact to citizens and businesses. Even though there has been some federal and state assistance, Ms. Pettit said families who have lost employment entirely are at risk of losing their homes due to evictions, and she noted there currently are 230 families in the area scheduled for evictions in the next month. Although some citizens have been able to return to work, few will be able to make up the income lost during the closure. Since a moratorium was recently lifted and District Courts have the authority to impose moratoriums on evictions, Ms. Pettit said she hopes the Board will encourage District Judge John Hart to establish an additional moratorium. She stated that would provide citizens time to gain some stability or apply for resources available through the Coronavirus Aid, Relief, and Economic Security (CARES) Act. Ms. Pettit asked that the Board use their influence to help citizens who are in fear of losing their homes.

Sam Nickels, Director of Our Community Place, said he sees the severe challenges for people trying to find housing. He noted over 50 families with housing vouchers cannot locate a place to live. There is not much affordable housing and some property owners do not want to rent to them. He suggested that the County and City establish an innovative housing trust to construction and maintain affordable housing. Such a trust would help build affordable housing units, fund the purchase of homes by churches and other non-profits, as well as provide transitional housing and permanent supportive housing. Partnerships would be established with the private sector to increase the number of affordable houses, as well as cooperative housing, land trusts, rehabilitation, emergency repairs and weatherization. Mr. Nickels noted over 800 housing trusts have been created in the United States, and indicated such a trust was created in Charlottesville about ten years ago. Since Faith in Action needs the Board of Supervisors' participation, Mr. Nickels asked if one or two supervisors would be willing to participate with them in the creation of a housing trust.

In response to a question from Supervisor Trumbo, Mr. Nickels said the main effort of Faith in Action is to help provide homes, and partner with others to increase the number of available rentals.

Regarding the 230 scheduled evictions, Supervisor Wolfe-Garrison asked how long the eviction notices were on the court docket prior to the COVID pandemic, and how many were a result of the pandemic. Ms. Pettit believes a lot of the evictions are related to the COVID pandemic, but said there is likely a mix. Chairman Kyger said it would be helpful if the Board knew how many evictions are a direct result of COVID and how many evictions were in process prior to the outbreak due to other circumstances, such as a history of those tenants not meeting their obligations. The Board will want to help those struggling due to COVID-19 first. He was not sure how to address evictions due to pre-existing circumstances, but said those could be explored in the future.

Mr. Nickels confirmed Faith in Action will collect data on the reason for the evictions and costs involved. They will provide 2019 data and 2020 data for the months prior to the pandemic for a comparison. Chairman Kyger asked Mr. Nickels to also obtain historical data regarding the housing trust created by Charlottesville and Albemarle County.

Chairman Kyger asked if the County provides Habitat for Humanity a reduced fee for houses built in the County. Administrator King said the County has not previously offered a discount, but could do so.

Chairman Kyger said if the County can do things now to help Faith in Action, they will try to do so, but the County budget has been approved for 2020-2021 and the County is short on resources. He reiterated that it would be helpful for the County to have the numbers to study.

Mr. Nickels requested that the County adopt a resolution requesting that County and City of Harrisonburg staff explore the status of local housing and develop a potential

plan for the Supervisors and Harrisonburg City Council members to review. Administrator King noted that the proposed resolution also suggests an annual commitment but does not indicate a dollar amount. The Board does not want to give Habitat for Humanity a sense of commitment if the County is not confident they can meet the obligation, Administrator King said.

Supervisor Chandler noted there is a big difference between addressing homelessness and providing affordable housing through a trust. He asked how that difference is handled and what percentage goes to each group of citizens. Mr. Nickels responded that the challenges for affordable housing include a range of needs, noting that some people want to own a house, others want to rent a home at a very low cost, some homeless people need help to find employment and save money, and others are chronically homeless with substance abuse issues and mental illness. Some citizens who receive federal housing vouchers can pay higher rent, but landlords are not willing to rent to them or the housing is geared toward students. He said housing vouchers do not fit into what management companies envision. Mr. Nickels stated that housing trusts are diverse, with some focusing on moving people out of homelessness into housing or constructing single-room occupancy buildings. If interested, the Rockingham County Board of Supervisors and Harrisonburg City Council would determine how to design their trust.

Ms. Pettit said Faith in Action selected affordable housing as a project due to the spectrum of housing needs. They gathered information and talked with community members involved with housing issues to learn about housing trusts. Ms. Pettit believes the housing issues team would enjoy talking with the Board of Supervisors regarding a proposed trust, to determine the best use of a trust fund for the Harrisonburg/Rockingham County community.

Chairman Kyger noted that if the Board of Supervisors decides to assist with a housing trust, it needs to be a whole community project with local people who construct apartments, homes and subdivisions involved. It should be a buy-in with men and women helping with the construction and providing money. Chairman Kyger stated he would be interested to see how the whole community can be involved.

ooooOoooo

**INTENT TO ADOPT AN ORDINANCE TO AMEND SECTION 6A-6 OF THE ROCKINGHAM COUNTY CODE TO CHANGE THE POLLING PLACES FOR THE LITTLE NORTH MOUNTAIN PRECINCT AND MELROSE PRECINCT.**

On motion by Supervisor Trumbo, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board adopted the following ordinance amendment:

**ORDINANCE  
REPEALING AND RE-ENACTING  
THE LITTLE NORTH MOUNTAIN PRECINCT 108  
AND THE  
MELROSE PRECINCT 303  
PORTIONS OF  
SECTION 6A-6  
OF THE CODE OF ORDINANCES  
OF  
ROCKINGHAM COUNTY, VIRGINIA**

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

That Section 6A-6 “Precincts and polling places – Establishment and authority” pertaining to Election District No. 1 and Election District No. 3 be and are hereby repealed and re-enacted as follows:

Election District No. 1

	<i>Precinct</i>	<i>Polling Place</i>
101	Broadway	Broadway Fire Department
102	Timberville	Plains District Community Center
103	Fulks Run	Fulks Run Elementary School
104	Bergton	Bergton Community Center
105	Lacey Spring	Lacey Spring Elementary School
106	Tenth Legion	Mountain Valley-Tenth Legion Ruritan Hall
107	Plains	Plains District Community Center
108	Little North Mountain	John C. Myers Elementary School

Election District No. 3

	<i>Precinct</i>	<i>Polling Place</i>
301	Keezletown	Keezletown Ruritan Hall
302	Port Republic	South River Elementary School
303	Melrose	Lacey Spring Elementary School
304	Grottoes	Grottoes Municipal Building
305	Massanetta Springs	Mt. Pleasant Church of the Brethren
306	Cross Keys	Cross Keys Ruritan Hall
307	Crossroads	Massanutten Presbyterian Church

All other portions of Section 6A-6 continue as they were, reaffirmed and unaffected.

This ordinance shall be effective from the 15th day of July, 2020.

oooooOooooo

**JUNE REPUBLICAN PRIMARY ELECTION AND ACCEPTANCE OF ABSTRACT OF VOTES.**

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN - ABSENT; CHANDLER – AYE; KYGER - AYE; TRUMBO - AYE; WOLFE-GARRISON – AYE; the Board instructed the Clerk to spread the following Abstract of Votes from the June 23, 2020 Republican Primary Election in the minutes:

**ABSTRACT of VOTES.**

Cast in ROCKINGHAM COUNTY, VIRGINIA  
at the 2020 June Republican Primary Election held on June 23, 2020 for,

**Member United States Senate**

<i>NAMES OF CANDIDATES ON THE BALLOT</i>	<i>TOTAL VOTES RECEIVED (IN FIGURES)</i>
Daniel M. Gade	3487
Alissa A. Baldwin	600
Thomas A. Speciale II	512
Total Number of Overvotes for Office	0

oooooOooooo

**COUNTY ADMINISTRATOR’S STAFF REPORT.**

Administrator King did not provide a written report, but announced there will be a Lake Shenandoah Stormwater Control Authority meeting during the 3:00 p.m. Board meeting on August 12, 2020, to discuss fees, possible discounts and forgiving fees. There will also be a Lilly Subdivision Sanitary District meeting regarding connection fees outside of Lilly Gardens during the 3:00 p.m. Board meeting.

A public notice will be published in the *Daily News-Record* and posted on the County website informing citizens of a 6:00 p.m. public hearing on August 12, 2020, regarding the creation of the Massanutten Water and Sewer Authority.

-----

Administrator King noted that he sent an email to Board members regarding the status of the County Administration Center roof resurfacing project. He plans to recognize Eric Hostetter at a future meeting, as Mr. Hostetter led the modifications and safety efforts needed to reconfigure spaces and counters at the Courthouses and Administration Center following the COVID-19 pandemic. Mr. Hostetter will also oversee the reconfiguration of the Board of Supervisors Meeting Room to provide permanent social distancing and a safer environment. Administrator King said Mr. Hostetter and A. J. Simmons have worked with staff at the courthouse in a very professional and diplomatic manner.

Chairman Kyger acknowledged that Administrator King and County staff performed an excellent job in helping the Board navigate the COVID-19 pandemic.

-----

Administrator King indicated he did not request that staff members attend the meeting if they had no action items. All staff will resume attending the first meeting of the month in August, he said.

oooooOooooo

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

The Board received and reviewed Mr. Armstrong’s staff report dated July 15, 2020.

oooooOooooo

**FINANCE DIRECTOR’S STAFF REPORT.**

Finance Director Davidson informed the Board that two qualified firms provided a response to design and construct a pavilion with restrooms at the Rockingham Park at the Crossroads. Staff reviewed the responses and decided to determine a less expensive way to address necessities at the Park. Mrs. Davidson requested that the Board cancel the request for proposals.

Administrator King noted the immediate need for restrooms at the Park will be addressed with some CARES Act funds since the Park will be used by Fire and Rescue as a future vaccination and testing site.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN - ABSENT; CHANDLER – AYE; KYGER - AYE; TRUMBO - AYE; WOLFE-GARRISON – AYE; the Board cancelled the request for proposals to design and construct a pavilion with restrooms at the Rockingham Park at the Crossroads, and authorized staff to move forward with restrooms at the Rockingham Park at the Crossroads in a more economical manner.

-----

Mrs. Davidson noted the County requested proposals to design and construct a storage and maintenance building, and two responses were received. Staff reviewed the responses and designs, and received a cost proposal. Staff recommended that the Board enter into a contract with Harman Construction to design and construct a storage and maintenance building as soon as possible, since personal protective equipment (PPE), tents, tables and other items are being received with no place to store them. Since facilities staff will use part of the building, staff recommends that the general fund pay for 33 percent of the building cost. Mrs. Davidson stated that the contract with Harman will not exceed one million dollars for the site work, engineering and construction of the storage and maintenance building. With the Board's permission, the contract with Harman will be finalized in a couple weeks, with \$330,000 coming from the General Fund: Fund Reserve and \$670,000 from the Coronavirus Relief Fund, Mrs. Davidson said.

Supervisor Chandler made a motion to approve a contract with Harman Construction to design and construct a storage and maintenance building at an expense not to exceed \$1 million. Supervisor Trumbo seconded the motion.

Supervisor Trumbo asked if the County has a defined scope of work. Administrator King noted the specific details will need to be negotiated, but staff knows the size of the building, that it will be metal, and has a depiction of the paving. The County does not have a hard price yet, but has a "not to exceed" price. There is roughly an \$800,000 building allowance and a \$200,000 site work allowance, for now. Administrator King explained that the design/build approach has been utilized in a satisfactory manner on a number of similar buildings.

Mrs. Davidson requested in the RFP that the building be 60' x 112' to 60' x 160'. She said a metal fabricated building is necessary because it can be erected the fastest. She stated the responses were for two different kinds of buildings, with Harman providing a full design of two options to choose from. Harman did not have the best timeframe, but had the superior design, Mrs. Davidson said. If the Board approves, Mrs. Davidson will contact Harman Construction and obtain the exact scope in the contract. Administrator King indicated the scope will include the size and type of building to be erected, but will not provide full details about the water or electricity. Administrator King noted the County used design/build with the SRI Building, School Board Office, landfill and park, as well as other buildings, so staff is comfortable with the process and scope of the work. The contractors have been reasonable and the County has not had a bad experience with the contractors or subcontractors. Chairman Kyger agreed that the contractors have been reputable, and noted this process has saved the County time and money in the past.

Supervisor Trumbo stated that as long as there is a very defined scope of work, design/build is a great way to go.

Supervisor Wolfe-Garrison asked if the storage and maintenance building would be accessed through the Rockingham County Public Schools Central Office parking lot. Mrs. Davidson said the storage and maintenance building will be located at the southern end of Innovation Village @ Rockingham, with access from North Valley Pike (Route 11). Administrator King indicated the landscape will be graded to allow a future building location for a Fire and Rescue station, similar to the Port Road Emergency Response Station but smaller. It is anticipated that this Fire and Rescue station will be built in about five years.

Supervisor Chandler asked if there was a need to amend the motion to indicate the building would not exceed \$800,000. Administrator King stressed that the building will not exceed \$800,000 but that dollar figure does not include site work.

Mrs. Davidson said the motion should indicate the building will not exceed \$1 million payable to Harman for everything, with 33 percent of the funds coming from the General Fund: Fund Reserve and 67 percent coming from the Coronavirus Relief Fund.

Supervisor Chandler amended his motion to approve entering a contract with Harman Construction to design and construct a storage and maintenance building at an amount not to exceed one million dollars for all work, with 33 percent of the funds coming

from the General Fund: Fund Reserve and 67 percent coming from the Coronavirus Relief Fund. Supervisor Trumbo seconded the motion as amended, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN - ABSENT; CHANDLER – AYE; KYGER - AYE; TRUMBO - AYE; WOLFE-GARRISON – AYE; the Board authorized staff to enter a contract with Harman Construction to design and construct a storage and maintenance building at an amount not to exceed one million dollars for all work, with 33 percent of the funds coming from the General Fund: Fund Reserve and 67 percent coming from the Coronavirus Relief Fund.

ooooOoooo

**FINANCE COMMITTEE REPORT.**

**FY2020-2021 Supplemental Appropriation**

**Storage and Maintenance Building**

The County opened a Design-Build RFP for a storage and maintenance building to house PPE and other equipment associated with the response to the coronavirus pandemic. Harman Construction was the best response received. Staff recommended the Board approve a contract with Harman Construction not to exceed \$1,000,000. Funding for the building will be shared with the General Fund as we will allow facilities to use 33 percent of the space for other types of work, not associated with the coronavirus relief.

Supplemental Appropriation: \$1,000,000

\$ 330,000	GL Code: 1001-00000-15201-000-352000-000	General Fund: Fund Reserves
\$ 330,000	GL Code: 1001-09301-00000-000-509511-000	General Fund: Transfer to Capital
\$ 670,000	GL Code: 1213-03205-00000-000-509511-000	Coronavirus Relief Fund: Transfer Capital
(\$ 670,000)	GL Code: 1213-03205-00000-000-501100-000	Coronavirus Relief Fund: Salaries
\$ 670,000	GL Code: 1101-00000-15101-000-351213-000	Capital Projects Fund: Transfer from Coronavirus Relief Fund
\$ 330,000	GL Code: 1101-00000-15102-000-351000-000	Capital Projects: Transfer from General Fund
\$1,000,000	GL Code: 1101-09401-00000-000-508398-000	Capital Projects: Coronavirus Storage and Maintenance Building

-----

**FY2019-2020 Supplemental Appropriations**

**Lake Shenandoah Stormwater Control Authority**

A supplemental appropriation of \$19,980 for the funds spent in fiscal year 2019-2020 to prepare for the adoption of the stormwater fee and purchase of property. The general fund will temporarily lend the funds to the stormwater control authority until revenue is received in FY21.

Supplemental Appropriation: \$19,980

\$19,980	GL Code: 1412-00000-11303-000-311608-000	Stormwater Fees
\$19,980	GL Code: 1412-04402-00000-000-503109-000	Lake Shen Other Prof Services

-----

**Harrisonburg/Rockingham Social Services IV-E Adoption Assistance**

The Harrisonburg/Rockingham Social Services District received additional funding for IV-E Adoption Assistance for both the County and the City. This program is 50 percent Federal funds and 50 percent State funds, with no local match required.

\$31,500	GL Code: 1220-00000-12401-000-324983-000	State Revenue: Public Assistance
\$31,500	GL Code: 1220-00000-13303-000-338983-000	Federal Revenue: Public Assistance
\$40,000	GL Code: 1220-05302-10100-000-505721-000	Adoption Subsidy - County
\$23,000	GL Code: 1220-05302-10200-000-505721-000	Adoption Subsidy – City

-----

**Fire & Rescue – EMS Accreditation Scholarship**

A supplemental appropriation of \$7,000 for books and supplies purchased for the EMS Accreditation Scholarship courses. Funding is provided by the State and no local funds are required.

Supplemental Appropriation: \$7,000

\$7,000	GL Code: 1001-00000-12404-000-324990-000	Other State Funds
\$3,570	GL Code: 1001-03201-10365-000-506012-000	Books & Subscriptions
\$3,430	GL Code: 1001-03201-10365-000-506014-000	Other Operating Supplies

On behalf of the Finance Committee, Supervisor Chandler made a motion to approve the FY20-21 supplemental appropriation and the three FY19-20 four supplemental appropriations, as presented by Mrs. Davidson. Supervisor Wolfe-Garrison seconded the motion, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board approved the four above appropriations.

oooooOooooo

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

The Board received and reviewed Mrs. Mongold’s staff report dated July 15, 2020.

Mrs. Mongold reported that the Virginia Department of Labor has been working on COVID-19 safety standards, and voted earlier in the day to pass Workplace Safety Standards for Employers. She noted that Virginia is the first state in the nation to pass these safety standards. Mrs. Mongold said she will draft a new policy regarding the Workplace Safety Standards for Employers for review by the Board at the August 12, 2020 Board meeting.

-----

Mrs. Mongold proposed that there be no premium changes for health insurance for the 2020-21 plan year, on the employee or employer side. Even though the County experienced a significant increase in the number of large claims, due to internal restructuring at Anthem, there will be no increase for the County.

On motion by Supervisor Chandler, seconded by Supervisor Trumbo, and carried by a vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board awarded the health insurance contract to Anthem for the plan year 2020-2021, effective October 1, 2020, with health insurance rates remaining as follows:

<b>Anthem KC20</b>	2019-20 Employee	2019-20 County	2019-20 Total	2020-21 Employee	2020-21 County	2020-21 Total
Employee Only	\$66	\$602	\$668	\$66	\$602	\$668
Employee + Spouse	\$356	\$1,044	\$1,400	\$356	\$1,044	\$1,400
Employee + 1 Child	\$280	\$820	\$1,100	\$280	\$820	\$1,100
Employee + Children	\$420	\$1,230	\$1,650	\$420	\$1,230	\$1,650
Employee + Family	\$480	\$1,400	\$1,880	\$480	\$1,400	\$1,880

<b>HDHP</b>	2019-20 Employee	2019-20 County	2019-20 Total	2020-21 Employee	2020-21 County	2020-21 Total
Employee Only	\$40	\$480	\$520	\$40	\$480	\$520
Employee + Spouse	\$180	\$940	\$1,120	\$180	\$940	\$1,120
Employee + 1 Child	\$146	\$766	\$912	\$146	\$766	\$912
Employee + Children	\$212	\$1,110	\$1,322	\$212	\$1,110	\$1,322
Employee + Family	\$242	\$1,270	\$1,512	\$242	\$1,270	\$1,512
HSA		\$750 for employee only; \$1,500 for employee plus dependent options	\$750 for employee only; \$1,500 for employee plus dependent options		\$750 for employee only; \$1,500 for employee plus dependent options	\$750 for employee only; \$1,500 for employee plus dependent options

-----

Mrs. Mongold noted that since dental insurance is paid 100 percent by the employees, no action is required by the Board. However, she wanted to inform the Board that there will be a five (5) percent increase due to more employees enrolling in the dental insurance than in past years, as well as higher claims. The dental insurance rates for the plan year 2020-2021, effective October 1, 2020 are as follows:

<b>MetLife Dental Rates</b>		
100 Percent Employee Paid	10/1/2020 Monthly	10/1/2020 Per Pay Check
Employee Only	\$ 34.10	\$ 17.05
Employee + Spouse	\$ 63.44	\$ 31.72
Employee + Child	\$ 63.44	\$ 31.72
Employee + Children	\$ 100.38	\$ 50.19
Employee + Family	\$ 100.38	\$ 50.19

-----

Mrs. Mongold noted that on January 8, 2020, the Board authorized staff to contract with Bolton Partners as the consultant for County employees' 457 plans. Eight proposals were received from record keepers, and staff talked with the three finalists. Following Bolton's recommendations, staff asked that the Board authorize the County to move from two 457 record keepers (Nationwide and VALIC) to one, in order to save employees money and to allow their retirement funds to grow, and recommended moving forward with Empower as the record keeper for County employees' 457 retirement accounts.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board authorized staff to enter a contract with Empower to serve as the sole record keeper for County employees' 457 plans.

ooooOoooo

**PUBLIC WORKS STAFF REPORT.**

The Board received and reviewed Mr. Rhodes' staff report dated July 15, 2020.

ooooOoooo

**PUBLIC WORKS COMMITTEE REPORT.**

Public Works Director Rhodes reported that staff requested pricing for a new compactor at the landfill and received three bids. Staff recommended purchasing a Bomag compactor from James River Equipment in the amount of \$534,938. This price includes a trade-in credit of \$120,000 for the landfill's 2012 Caterpillar, which is the oldest compactor at the landfill.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board authorized staff to purchase a Bomag compactor from James River Equipment at a cost of \$534,938, which includes a trade-in credit of \$120,000 for a 2012 Caterpillar compactor.

-----

Mr. Rhodes said five bids were received for elevator preventive maintenance and services for County facilities. Staff recommended awarding the contract to the low bidder, Kone Elevators from Richmond, at \$10,800. Mr. Rhodes noted that staff met with Kone representatives several times to make sure they were aware of the scope of the work, and staff was satisfied with their responses.

In response to a question from Chairman Kyger, Mr. Rhodes said the maintenance and services contract does not include Schools' elevators.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board authorized staff to award the bid for preventive maintenance and services for elevators in County facilities to Kone Elevators at a cost of \$10,800 per year.

ooooOoooo

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

The Board received and reviewed Ms. Cooper's staff report dated July 15, 2020.

ooooOoooo

**TECHNOLOGY DIRECTOR'S STAFF REPORT.**

The Board received and reviewed Mrs. Perry's staff report dated July 2020.

ooooOoooo

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

The Board received and reviewed Chief Holloway's staff report dated July 2020.

Chief Holloway informed the Board that demolition of the blue fire station on Port Republic Road will begin on July 16, 2020. The demolition was postponed awaiting lead sample results. Harman has completed everything inside the new station, except to fix a

couple items noted during the final walk-through. Chief Holloway stated Harman has performed a good job and their representative has been very helpful in making recommendations. He indicated an Open House will be held later in the year.

ooooOoooo

**PARKS AND RECREATION DIRECTOR'S STAFF REPORT.**

The Board received and reviewed Mr. Dean's staff report dated July 2, 2020.

ooooOoooo

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

The Board received and reviewed Mrs. Freeman's staff report dated July 15, 2020.

ooooOoooo

**ADDITIONAL COMMITTEE REPORTS.**

SHENANDOAH VALLEY PARTNERSHIP

Mr. Armstrong informed the Board that he was appointed to the Shenandoah Valley Partnership Executive Committee.

VIRGINIA ASSOCIATION OF COUNTIES (VACo) LIAISON

Chairman Kyger noted the VACo Board of Directors/Liaison Committee summer meetings have been cancelled. He suggested staff check their emails to find out if committee meetings will be held via Zoom.

Chairman Kyger indicated VACo is still planning to hold their annual conference in Norfolk.

Chairman Kyger said Dean Lynch from VACo is filling in for him at the National Association of County's (NACo) meeting. He asked Board members to look at emails from NACo as they provide good information, particularly concerning COVID-19.

COMMUNITY CRIMINAL JUSTICE BOARD (CCJB)

Supervisor Chandler announced that the CCJB met recently and heard reports from subcommittees. He said improvements are being made. Supervisor Chandler noted that Criminal Justice Planner Frank Sottaceti is doing an admirable job.

CHAIRMAN

Chairman Kyger encouraged citizens, when in public places, to adhere to recommendations from the Governor's Task Force, the Virginia Department of Health (VDH) and the Centers for Disease Control (CDC), regarding wearing a mask and safe social distancing.

On behalf of the Board, Chairman Kyger expressed great appreciation for Mr. King's continuing management of everything that has been transpiring.

ooooOoooo

**CLOSED MEETING.**

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board recessed the meeting from 4:50 p.m. to 5:06 p.m., for a closed meeting pursuant



Mrs. Davidson applied the recommended formula to the \$1,065,885 appropriation received in June from the CARES Act Fund.

Mrs. Davidson recommended a certification be provided for the Towns to sign and return to the County prior to the County distributing the funds. Any funds unspent as of December 30, 2020 will be required to be returned to the County, she said.

Mrs. Davidson noted the contributions to the Towns should be addressed separately from the essential volunteer agencies of Fire and Rescue, since that contribution is by a supplemental appropriation.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board approved the formula used to calculate the contribution to each Town and authorized staff to provide the Certification for Receipt of Coronavirus Relief Fund Payments to the Towns, with the understanding that upon receipt of their completed Certification for Receipt form, \$1,065,885 will be distributed to the Towns as follows

	Funding Amount	Law Enforcement - Annual Cost	35%	% of Funding
Bridgewater	\$317,075.03	\$683,870.00	\$239,354.50	75.5%
Mt. Crawford	\$23,679.37	\$62,546.00	\$ 21,891.10	92.4%
Dayton	\$84,383.71	\$409,921.00	\$143,472.35	170.0%
Broadway	\$204,649.97	\$435,000.00	\$152,250.00	74.4%
Timberville	\$139,064.35	\$467,279.00	\$163,547.65	117.6%
Elkton	\$149,605.83	\$462,642.84	\$161,924.99	108.2%
Grottoes	\$147,424.83	\$465,347.00	\$162,871.45	110.5%
Total Distribution	\$1,065,883.09			

ooooOoooo

**DISTRIBUTION OF FUNDS TO ESSENTIAL ROCKINGHAM COUNTY VOLUNTEER FIRE AND RESCUE STATIONS.**

Mrs. Davidson informed the Board that she met with Chief Holloway and Administrator King to discuss the losses Volunteer Fire and Rescue Stations have suffered, since they cannot conduct fundraising events. She said the Coronavirus Relief Fund does not allow the County to contribute money based on revenue losses, so the recommendation is to appropriate the funds from the General Fund: Fund Reserve in the amount of \$398,626.

Mrs. Davidson explained the calculation for the Volunteer Fire Stations includes a standard \$10,000 in addition to their previously-approved FY2021 appropriation. Finance staff also looked at the stations’ self-reported profit losses (revenues minus expenditures) during this time period, and calculated the appropriation to each station by multiplying their profit loss by sixty (60) percent. Therefore, each Volunteer Fire Station will be reimbursed for sixty (60) percent of their profit loss plus a standard \$10,000 appropriation and the previously-approved FY2021 appropriation.

Mrs. Davidson noted the County is recommending providing a \$10,000 appropriation to each Volunteer Rescue Squad in the County.

Mrs. Davidson confirmed for Supervisor Wolfe-Garrison that each Fire Station self-reported and Chief Holloway was comfortable with that. She said if a Volunteer Fire Station did not report anything, they will receive the standard \$10,000.

On motion by Supervisor Trumbo, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board approved the calculation used to determine the contributions to each Volunteer Fire and Rescue Station as follows:

**FY2020-2021 Supplemental Appropriations**

**Fire and Rescue Station Contributions**

As a result of the COVID-19 pandemic, the volunteer fire and rescue stations have endured an economic loss due to the inability to host fundraisers. Staff recommended increasing the annual contribution in fiscal year 2021 in order to aide our volunteer fire and rescue stations. Revenue loss is not a covered expense through the Coronavirus Relief Fund, however, staff recommended an appropriation from the General Fund: Fund Reserve.

Supplemental Appropriation: \$418,626

\$418,626	GL Code: 1001-00000-15201-000-352000-000	General Fund: Fund Reserves
\$ 75,778	GL Code: 1001-03202-00000-000-505616-000	Bridgewater Volunteer Fire Company
\$ 11,800	GL Code: 1001-03202-00000-000-505617-000	Broadway Volunteer Fire Company
\$ 10,000	GL Code: 1001-03202-00000-000-505618-000	Bergton Volunteer Fire Company
\$ 10,000	GL Code: 1001-03202-00000-000-505619-000	Clover Hill Volunteer Fire Company
\$ 45,700	GL Code: 1001-03202-00000-000-505620-000	Elkton Volunteer Fire Company
\$ 71,823	GL Code: 1001-03202-00000-000-505621-000	Grottoes Volunteer Fire Company
\$ 10,000	GL Code: 1001-03202-00000-000-505622-000	Hose Co No 4 Volunteer Fire Co.
\$ 84,179	GL Code: 1001-03202-00000-000-505624-000	McGaheysville Volunteer Fire Co.
\$ 30,468	GL Code: 1001-03202-00000-000-505625-000	Timberville Volunteer Fire Company
\$ 31,062	GL Code: 1001-03202-00000-000-505626-000	Weyers Cave Volunteer Fire Company
\$ 17,816	GL Code: 1001-03202-00000-000-505640-000	Singers Glen Volunteer Fire Company
\$ 5,000	GL Code: 1001-03203-00000-000-505628-000	Grottoes Rescue Squad
\$ 5,000	GL Code: 1001-03203-00000-000-505629-000	Broadway Rescue Squad
\$ 5,000	GL Code: 1001-03203-00000-000-505633-000	Bridgewater Rescue Squad
\$ 5,000	GL Code: 1001-03203-00000-000-505634-000	Clover Hill Rescue Squad

ooooOoooo

**PUBLIC HEARING – SPECIAL USE PERMITS.**

Chairman Kyger opened the public hearing at 6:08 p.m., and Mr. Getz reviewed the following special use permit requests:

SUP20-041 Kathleen M. Bundrick, 582 Vine St. Harrisonburg, VA 22802, for a commercial kennel (dog daycare) located on the south side of Old Furnace Road. (Route 718) approximately 1000' east of Smithland Road (Route 720), Election District #3, zoned A-2. Tax Map #110-(A)-L2A

The applicant was present.

No one spoke regarding the special use permit request.

-----

SUP20-045 Eddie M. Rycroft, PO Box 189 Mt. Crawford, VA 22841, for storage for agricultural bedding (expansion of existing sawmill business) on property located on the north side of Friedens Church Road (Route 682) approximately 3,000' west of Koiner Ford Road (Route 995), Election District #4, zoned A-2. Tax Map #138-(A)-L93

Mr. Getz noted the applicant already has evergreen trees on his property to create a screen, which was a condition of his 2000 permit for this property.

The applicant was present.

No one spoke regarding the special use permit request.

-----

SUP20-059 James Wenger, 4223 Sky Road Rockingham VA 22802, for an additional dwelling on property located on the west side of Sky Road (Route 761) approximately 0.4 mile north of Singers Glen Road (Route 763), Election District #2, zoned A-1. Tax map #77-(A)-L128

Mr. Getz noted that VDOT originally stated the applicant may have to put in a new entrance. After performing a speed study, VDOT determined that the existing entrance will be suitable for the additional dwelling.

The applicant was present.

No one spoke regarding the special use permit request.

-----

SUP20-092 Jacobs Telecommunications, Inc., 712 Brandermill Drive, Chesapeake VA 23322, for a 199' telecommunications tower on property located on the north side of Old Furnace Road (Route 718) approximately 1/2 mile east of the Harrisonburg City limits, Election District #3, zoned A-2. Tax Map #110-(A)-7. Property address: 2555 Old Furnace Road.

Mr. Getz informed the Board that he received a call from the law firm representing Jacobs Telecommunications, Inc., SUP20-092, indicating the attorney was running late. It was estimated he would arrive around 6:15 p.m.

-----

At 6:17 p.m., Chairman Kyger recessed the public hearing to resume the regular meeting and vote on the three special use permits Mr. Getz presented.

SUP20-041, KATHLEEN M. BUNDRICK

Since the property is close to the Society for the Prevention to Cruelty to Animals (SPCA) and he had not heard any concerns regarding the request, Supervisor Chandler motioned for approval. The motion was seconded by Supervisor Trumbo, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board, subject to the following conditions, approved SUP20-041 for Kathleen M. Bundrick, 582 Vine St. Harrisonburg, VA 22802, for a commercial kennel (dog daycare) located on the south side of Old Furnace Road. (Route 718) approximately 1000' east of Smithland Road (Route 720), Election District #3, zoned A-2. Tax Map #110-(A)-L2A.

Conditions:

1. Use shall be in substantial accordance to the plot plan submitted with the application.
2. The owner of the kennel operation shall submit a plan for waste disposal, meeting all regulatory requirements.
3. All VDOT and Health Department requirements shall be met.

-----

SUP20-045, EDDIE M. RYCROFT

Chairman Kyger said Mr. Rycroft's request meets all the standards the County requests for a sawmill in an agricultural district, and asked that a motion be made on his behalf to approve the request.

On behalf of Chairman Kyger, on motion by Supervisor Chandler, seconded by Supervisor Trumbo, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE;

WOLFE-GARRISON – AYE; the Board, subject to the following conditions, approved SUP20-045 for Eddie M. Rycroft, PO Box 189 Mt. Crawford, VA 22841, for storage for agricultural bedding (expansion of existing sawmill business) on property located on the north side of Friedens Church Road (Route 682) approximately 3,000' west of Koiner Ford Road (Route 995), Election District #4, zoned A-2. Tax Map #138-(A)-L93.

Conditions:

1. Use shall be in substantial accordance to the plot plan submitted with the application.
2. This Special use permit shall allow for the parking of three (3) additional tractor-trailers serving this business bringing the total number of tractor-trailers to six.
3. 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 no building permits shall be issued until such time as a site plan is approved.
4. As proffered by the applicant, mill prep-time shall commence after 6 a.m. Production time shall be between 7 a.m. and 6 p.m.
5. As proffered by the applicant, trucks shall depart from the site between 6 a.m. and 6 p.m., and inbound trucks will have no set time to return.
6. As proffered by the applicant, the mill will not run on Saturdays, or on the following holidays: Easter, Thanksgiving, Christmas, and Christmas Eve.
7. As proffered by the applicant, eight (8) evergreens shall be planted on the applicant's property across from the entrance to the property to the south (currently Depoy property). Height of the trees shall be approximately 24" at the time of planting.
8. As proffered by the applicant, a row of eight (8) evergreen trees shall be planted on the applicant's property between the subject property and Mr. Homan's current adjoining rental property. Height of the trees shall be approximately 24" at the time of planting.
9. All conditions from Special Use Permit S00-07, unless changed by this permit, shall remain in effect.

-----

SUP20-059, JAMES WENGER

Since the Wengers want to move out of their rental property and build a permanent residence on the larger parcel, Supervisor Wolfe-Garrison motioned for approval of SUP20-059. Supervisor Chandler seconded the motion, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board, subject to the following conditions, approved SUP20-059 for James Wenger, 4223 Sky Road Rockingham VA 22802, for an additional dwelling on property located on the west side of Sky Road (Route 761) approximately 0.4 mile north of Singers Glen Road (Route 763), Election District #2, zoned A-1. Tax map #77-(A)-L128.

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.
3. Residence shall not be occupied until a certificate of occupancy is issued.

ooooOoooo

**RECESS.**

At 6:20 p.m., Chairman Kyger recessed the meeting to give the attorney who represents Jacobs Telecommunications, Inc. a few extra minutes to arrive.

ooooOoooo

**RECONVENE MEETING.**

Chairman Kyger reconvened the Special Use Permit Public Hearing at 6:28 p.m., and Deputy Zoning Administrator Getz reviewed the following request:

SUP20-092 Jacobs Telecommunications, Inc., 712 Brandermill Drive, Chesapeake VA 23322, for a 199' telecommunications tower on property located on the north side of Old Furnace Road (Route 718) approximately 1/2 mile east of the Harrisonburg City limits, Election District #3, zoned A-2. Tax Map #110-(A)-7. Property address: 2555 Old Furnace Road.

Attorney Max Wiegard with Gentry Locke law firm in Roanoke, Virginia, Counsel for Jacobs Telecommunications, Inc., was present to address any questions or concerns.

The applicant provided a few simulations from various points along Old Furnace Road, Buffalo Drive and Earmans Loop Road, which Mr. Getz reviewed with the Board.

Supervisor Trumbo said in looking at drawing C-1 submitted with the special use permit, the dimensions of the fenced area did not seem to add up. He noted that the fenced-in area is 75 feet, which is not close to the height of the pole or fall radius and there is a reference to a 100 by 100 compound lease area.

Mr. Getz said the fenced area is to keep people from going into the facility, not necessarily to contain the fall of the tower.

Supervisor Trumbo indicated he understood that, but brought attention to the "Proposed 50' fall radius around the proposed monopole" on drawing C-1, which was not sufficient for a 199-foot pole.

Mr. Wiegard explained that in the event of a tornado or high winds, monopoles are designed to fail and collapse in sections. He said the proposed tower is designed and engineered to collapse within the 50-foot fall radius. If the tower would collapse at the base, it would fall outside of the 50-foot radius, but it is designed to collapse on itself, Mr. Wiegard said.

In response to a question from Supervisor Trumbo, Mr. Getz responded that the County Code dictates setbacks to property lines, not necessarily a collapse zone. The code indicates 110 percent of the height of the tower from the property line, reducible with notarized consent from adjoining property owners.

Mr. Getz referenced an extension of an existing tower in Brocks Gap the Board approved in June that required the applicant have notarized consent from the adjoining landowners. If the tower would fall over and not collapse on itself, it would fall on an adjoining property, Mr. Getz said.

Supervisor Wolfe-Garrison noted the distance from the northern property line, is not shown on the C-1 drawing. Mr. Miller indicated if the site plan shows all property lines, except one (the northern property line), it is because the northern property line is off the paper. He noted the code requires a 199-foot tower to be 110 percent (218.9) feet from the property line, so the northern parcel is more than 218.9 feet from the monopole.

Mr. Miller said if the Board decides to approve the special use permit, it would be issued subject to the County Code. Staff or the applicant can confirm that the distance is greater than 110 percent of the height of the pole before it is erected.

Supervisor Trumbo asked if the applicant took soil samples for the foundation design or performed any test borings. Mr. Wiegard did not know if that had been done yet, but said Jacobs Communications, Inc. will confirm the ground is sufficient to support the tower.

No one from the public spoke regarding the special use permit request.

-----

Chairman Kyger closed the public hearing at 6:40 p.m.

SUP20-092, JACOBS TELECOMMUNICATIONS, INC.

Supervisor Chandler indicated County environmental staff have looked at the site. He is familiar with collapsible monopoles and thought the questions Supervisor Trumbo brought up were legitimate concerns, but said his experience is that extensive work is performed on the substrata to make sure it holds the base. Supervisor Chandler said in looking at the scale and estimates of the distances shown in the other directions, he believes the northern line will be considerably past 219 feet from the monopole.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; TRUMBO – AYE; WOLFE-GARRISON – AYE; the Board, subject to the following conditions, approved SUP20-092 for Jacobs Telecommunications, Inc., 712 Brandermill Drive, Chesapeake VA 23322, for a 199’ telecommunications tower on property located on the north side of Old Furnace Road (Route 718) approximately 1/2 mile east of the Harrisonburg City limits, Election District #3, zoned A-2. Tax Map #110-(A)-7. Property address: 2555 Old Furnace Road.

Conditions:

1. Use shall be located in substantial accordance to plot plan submitted with the application.
2. All building code requirements shall be met.
3. Applicant shall meet all VDOT requirements regarding the entrance and the use of it for construction traffic. If improvement is required, a copy of the permit shall be submitted to the Community Development Department. If no permits are required, notification must be received by the department from VDOT. In either case, the information must be provided to Community Development prior to issuance of a building permit.
4. All Erosion & Sediment Control regulations shall be met.

oooooOooooo

**ADJOURN.**

With no further business before the Board of Supervisors, Chairman Kyger declared the meeting adjourned at 6:42 p.m.

\_\_\_\_\_  
Chairman