

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator
L. Carol Edmonds, Deputy County Administrator

DATE: August 26, 2013

SUBJECT: AGENDA REPORT

I. CALL TO ORDER

II. INTO CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Agency on Aging
2. Community Services Board
3. Library Board
4. Parks and Recreation Commission
5. Planning Commission
6. Personnel

(3) Discussion or Consideration of the Acquisition of Real Property for 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

1. Park & Ride Lot
2. Alleghany Springs Consolidated Site

III. OUT OF CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

IV. CERTIFICATION OF CLOSED MEETING

WHEREAS, The Board of Supervisors of Montgomery County 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 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia 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 conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

V. INVOCATION

VI. PLEDGE OF ALLEGIANCE

VII. PRESENTATION

Montgomery County All-Stars Dixie Ponytail Softball Team – 2013 District 6 Champions

The Montgomery County All-Stars Dixie Ponytail Softball Team won the District 6 Championship. Montgomery County All-Stars consist of the following: Lacey Bishop, Tori Boyd, Skyler DeHart, Rebecca Harding, Rachel Harding, Leah Harrison, Adyson Huff, Mackenzie Lawrence, Emily Scaggs, Jaylin Shepherd, Morgen Wade, and Abigail Wilson. Manager Rick Boyd, Coach Mike Hinkley, Coach Booie DeHart, Coach Randy Lawrence and Coach William Harrison. Chris Slusher, Parks and Recreation Athletic Supervisor.

2013 DISTRICT CHAMPIONS

District 6 Tournament

Motor Mile Park, Montgomery County VA

2013 VA STATE RUNNERS-UP

Virginia State Tournament

Hidden Rock Park, Goochland County VA

VIII. PUBLIC HEARING

A. SUBJECT: BOARD OF SUPERVISORS

The following public hearing was advertised pursuant to law in the “BURGS” Section of the Roanoke Times on August 1 and August 8, 2013:

Amendment to a Special Use Permit – Anthony R. Graves

Request by Anthony R. Graves to expand meat cutting and processing operations by amending a special use permit, approved on May 14, 2001, that permitted a custom meat cutting and processing operation currently known as Hunters Burden LLC, located on 41.194 acres in Agricultural (A-1) zoning district. The proposed addition will increase the total area of the building to allow additional space for meat cutting and processing and to allow an attached accessory apartment use. The property is located at 2701 Flatwoods Rd. and is identified as Tax Parcel No. 045-A-33E (Acct # 031845) in the Mount Tabor Magisterial District (District C). The property currently lies in an area designated as Rural in the 2025 Comprehensive Plan. See TAB A.

IX. PUBLIC ADDRESS

X. ADDENDUM

XI. CONSENT AGENDA

XII. INTO WORK SESSION

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Proposed Little River Special Project Area (SPA) Designation (TAB C)
2. Montgomery Regional Solid Waste Authority
3. iGIS Demonstration (TAB D)
4. Revenue Sharing Projects (TAB E)

XIII. OUT OF WORK SESSION

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

XIV. NEW BUSINESS

**A. SUBJECT: SIX-YEAR ROAD IMPROVEMENT PLAN
FOR SECONDARY ROADS FOR FY 2013/14 –
2018-19**

**R-FY-14-
RESOLUTION APPROVING THE
SIX-YEAR ROAD IMPROVEMENT PLAN
FOR SECONDARY ROADS FOR FY 2013/14-2018/19**

WHEREAS, The Board of Supervisors of Montgomery County, Virginia in cooperation with representatives of the Virginia Department of Transportation, have prepared a proposed Six-Year Plan for Montgomery County listing improvements proposed on the State Secondary Highway System in Montgomery County for which funds are to be budgeted in fiscal years 2013/14 – 2018/19; and

WHEREAS, A duly advertised public hearing was conducted at the Montgomery County Government Center in Christiansburg, Virginia at 7:00 p.m. on Tuesday, April 9, 2013 for the purpose of informing interested citizens of the proposed Six-Year Plan and for soliciting public input into the planning process in accordance with Section 33.1-70.01 of the Code of Virginia of 1950, as amended; and

WHEREAS, David Clarke, Resident Engineer, Virginia Department of Transportation, appeared before the Board of Supervisors and recommended approval of the Six-Year Plan for Secondary Roads (2013/14 through 2018/19) and the Construction Priority List (2013/14) for Montgomery County, with the following changes:

- Priority #5 Remove Craig's Creek Road (SR 621) due to completion of the project

- Priority #5 Add Yellow Sulphur Road (SR 643), grade, drain and stabilize unpaved road from 0.2 mile south of intersection at Route 642 to 1.3 miles North of begin state maintenance; and

WHEREAS, The Board has given due consideration to such input and other factors pertaining to improvements of the State Secondary Highway System in Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby approves the Six-Year Plan for Improvement of the State Secondary Highway System in Montgomery County for fiscal years 2013/14 – 2018/19 as shown below:

MONTGOMERY COUNTY
Secondary Six Year Plan
(2012/13 through 2017/18)

<u>Priority</u>	<u>Route #</u>	<u>Road Name</u>	<u>From: To:</u>	<u>Description</u>
0	VAR	VAR	----	Countywide
1	639	Mt. Pleasant Road	From 0.10 mi. W. Rte. 625 to 1.24 mi. E. Rte. 722	Reconstruct and Surface Treat to rural rustic road standards
2	606	Sidney Church Road	From Rte. 669 to Rte. 673	Reconstruct and Surface Treat
3	600	Piney Woods Road	From Rte. 787 to Rte. 672	Reconstruct Unpaved Portion
4	639	Mt. Pleasant Road	Bridge over Elliott Creek	Reconstruct
5	643	Yellow Sulphur Road	From 0.2 miles outh of Rt. 642 to 1.2 miles south	Reconstruct
6	639	Mt. Pleasant Road	From 0.05 mi W. Rte 722 to 0.07 mi E. Rte 742	Reconstruct

BE IT FURTHER RESOLVED, That adoption of this plan also establishes priorities for preparation of the annual budget for the fiscal year 2013-2014 by the Virginia Department of Transportation Resident Engineer.

ISSUE/PURPOSE: Adopt the proposed 6-Year Secondary Road Improvement Plan for Montgomery County for FY 2013/14.

JUSTIFICATION: On April 9, 2013 the BoS held a joint public hearing with VDoT on the proposed 6-Year Secondary Road Improvement Plan. The resolution listed above removes Craig’s Creek Road, which was Priority #5 in the FY 2012/13 Six-Year Road Plan and has now been completed, and replaces it with Yellow Sulphur Road, as recommended by VDoT’s Resident Engineer.

B. SUBJECT: PERSONAL PROPERTY TAX RELIEF PERCENTAGE FOR 2013

**R-FY-14-
 RESOLUTION ESTABLISHING THE
 PERSONAL PROPERTY TAX RELIEF
 PERCENTAGE FOR 2013**

WHEREAS, The Personal Property Tax Relief Act of 1998, Virginia Code §58.1-3523, et seq. (“PPTRA”), has been substantially modified by the enactment of Chapter 1 of the Acts of Assembly, 2004 Special Session I (Senate Bill 5005), and the provisions of Item 503 of Chapter 951 of the 2005 Acts of Assembly (the 2005 revisions to the 2004-06 Appropriations Act, hereinafter cited as the “2005 Appropriations Act”); and

WHEREAS, These legislative enactments required the County of Montgomery, Virginia, to take affirmative steps to implement these changes and to provide for the computation and allocation of relief provided pursuant to the PPTRA as revised; and

WHEREAS, These legislative enactments provide for the appropriation to the County of Montgomery, Virginia, commencing in 2006, of a fixed sum to be used exclusively for the provision of tax relief to owners of qualifying personal use vehicles that are subject to the personal property tax (“PPT”) on such vehicles and provide the opportunity for the County of Montgomery, Virginia, to fashion a program of tax relief that serves the best interest of its citizenry; and

WHEREAS, The Board of Supervisors adopted an ordinance to implement the changes to PPTRA affected by legislation adopted during the 2004 Special Session I and the 2005 Regular Session of the General Assembly of Virginia on November 28, 2005.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the rate of 100% of relief shall be applied to each qualifying vehicle valued at \$1,000 or less and that the rate of 48.45% shall be applied to the first \$20,000 in value of each qualifying vehicle with a value above \$1,000. Those rates of relief are estimated to exhaust PPTRA relief funds available to the County of Montgomery, Virginia, by the Commonwealth of Virginia for Tax Year 2013.

FURTHER BE IT RESOLVED, That any amount of PPTRA relief not used within the County of Montgomery’s Fiscal Year shall be carried forward and used to increase the funds available for personal property tax relief in the following Fiscal Year.

ISSUE/PURPOSE: Establish personal property tax relief percentage.

JUSTIFICATION: Each year, the County establishes a tax relief percentage based on the amount of state funding proportional to the tax levy on qualifying motor vehicles. Last year, the relief percentage was 51.41%. This year, the total personal property value is more than the prior year. Therefore, the relief percentage has decreased to 48.45%.

C. SUBJECT: APPROPRIATION SCHOOL OPERATING FUND TRANSFER

**A-FY-14-
SCHOOL OPERATING FUND
FY 13 APPROPRIATION ADJUSTMENT**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer between categories for the School Operating Fund was

granted for the fiscal year ending June 30, 2013, for the function and in the amount as follows:

<u>FROM</u>		
620000 Admin, Attend, & Health		(\$386,819)
630000 Pupil Transportation		<u>(\$85,172)</u>
	Total	(\$471,991)

<u>TO</u>		
610000 Instruction		\$437,235
650000 Non-instruction		<u>\$34,756</u>
	Total	\$471,991

Said resolution adjusts the School Operating Fund appropriation for FY 13.

ISSUE/PURPOSE: Fiscal Year 2012-13 School Operating Fund Adjustment.

JUSTIFICATION: The School Board requests an appropriation adjustment for the prior fiscal year. TAB **F** includes a copy of the School Board’s request for adjustment.

XV. COUNTY ATTORNEY’S REPORT

XVI. COUNTY ADMINISTRATOR’S REPORT

XVII. BOARD MEMBERS’ REPORT

- 1. Supervisor Tuck
- 2. Supervisor Gabriele
- 3. Supervisor Creed
- 4. Supervisor Perkins
- 5. Supervisor Brown
- 6. Supervisor Biggs
- 7. Supervisor Politis

XVIII. OTHER BUSINESS

XIX. ADJOURNMENT

FUTURE MEETINGS

Regular Meeting
Monday, September 9, 2013
6:30 p.m. – Closed Meeting Items
7:30 p.m. Regular Agenda

Adjourned Meeting
Monday, September 23, 2013
6:30 p.m. – Closed Meeting Items
7:30 p.m. Regular Agenda