AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 24TH DAY OF MARCH, 2014 AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	William H. Brown	-Chair
	Mary W. Biggs	-Vice Chair
	Gary D. Creed	-Supervisors
	Matthew R. Gabriele	
	M. Todd King	
	Annette S. Perkins (arrived at 6:30 p.m.)	
	Christopher A. Tuck	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Ruth Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

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

Section 2.2-3711 (7) Consultation with Legal Counsel and Briefings from 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; and Consultation with Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1. Elliott Creek Road Abandonment Request
2. Falling Branch Park and Ride Lot

(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. Old Blacksburg Middle School Property
2. Old Blacksburg High School Property

(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. Alcohol Safety Action Program (ASAP)
2. New River Community College Board
3. RC&D Council

The vote on the forgoing motion was as follows:

AYE	NAY	ABSENT DURING VOTE
Gary D. Creed	None	Annette S. Perkins
M. Todd King		
Mary W. Biggs		
Christopher A. Tuck		
Matthew R. Gabriele		
William H. Brown		

Supervisor Perkins arrived at 6:30 p.m.

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

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

The vote on the forgoing motion was as follows:

AYE	NAY
M. Todd King	None
Mary W. Biggs	
Annette S. Perkins	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
William H. Brown	

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

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
Mary W. Biggs
Annette S. Perkins (for time present)
Christopher A. Tuck
Matthew R. Gabriele
Gary D. Creed
M. Todd King
William H. Brown

NAYS
None

ABSENT DURING VOTE
None

ABSENT DURING MEETING
None

Supervisor Tuck excused himself from the discussion about the Alcohol Safety Action Program (ASAP) appointment. Supervisor Tuck stated he believes it would be a conflict of interest as he is the Chair of the ASAP and would not feel comfortable discussing potential applicants.

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATION

Virginia Tech – Former Police Chief Wendell Flinchum
A Resolution of Appreciation was presented to former Virginia Tech Police Chief, Wendell Flinchum for his years of service to Virginia Tech.

DELEGATION

MOUNTAIN VIEW HUMANE/WALDRON-RICCI SPAY/NEUTER CLINIC
Kelly Cass, Executive Director, provided an update on Mountain View Humane Spay/Neuter Clinic in Montgomery County. To date, over 18,800 sterilization procedures have been performed. 48% of the owners of these pets reside in Montgomery County. MVH has spayed/neutered 2,454 cats with the two years of subsidies provided by Montgomery County which total $60,000. This is an average of $24.45 subsidy per cat from the county. The average cost of housing, feeding, and euthanizing one cat in America will pay for the cost of spaying/neutering or 10 cats. Through partnering the County's subsidy with funding form PetSmart Charities, the Humane Society of Montgomery County and private donors, MVH has spayed/neutered 3,755 cats, which include 1,477 free-roaming cats.

Ms. Cass thanked the Board for their past support and requested the Board to consider supporting Mountain View Humane in the next budget cycle to continue their ability to keep pricing for cats low, $34 per female and $21 per male. They will once again seek matching contributions from other rescues and charities.

PUBLIC ADDRESS

Luther Woolwine spoke in opposition to the proposed closing of a portion of Elliott Creek Road.

Eddie Woolwine spoke in opposition to the proposed closing of a portion of Elliott Creek Road. Mr. Woolwine stated the road plays a significant part in the long history of the area. He stated he drove on this road today and believes the road is safe to travel.

Mary Ann Capp spoke in opposition to the proposed closing of a portion of Elliott Creek Road. Ms. Capp believes this road should remain a public right-of-way and should not be abandoned because of one property owner. Ms. Capp stated that the property owner has not shown adequate cause to close this section of road and has given a false impression that the road is unsafe. She urged the Board to consider the well-being of the County as a whole when making their decision.

Karen Whitt , applicant, summarized her request to abandon a portion of Elliott Creek Road. Ms. Whitt expressed her concerns with the safety of the road as there are numerous blind curves with areas only wide enough for one vehicle. She reported that since her request to abandon a section of road, the vehicles per day have increased. She stated that one vehicle traveled down the road recently and came back out 2 ½ hours later. She didn't know if she should go check on the motorist or not. This is what she goes through every time a vehicle goes down the road. She urged the Board to consider her request and approve the abandonment of a portion of Elliott Creek Road.

Glen Accord expressed his concerns with lack of maintenance on the entire Elliott Creek Road. He stated there have been no improvements to the road and there is less maintenance each year.

Bill Minute spoke in opposition to the proposed closing of a portion of Elliott Creek Road. Mr. Minute stated that there needs to be a connector road from Elliott Creek to Alleghany Springs.

Michelle Alley spoke in opposition to the proposed closing of a portion of Elliott Creek Road. Ms. Alley stated she walks on this road and feels safe while traveling on this corridor. She explained that she is a certified ambulance driver with years of experience running rescue calls, she has driven on roads worse than Elliott Creek Road. Ms. Alley stated they needed this road as a direct access in case of emergencies.

There being no further speakers, the public address session was closed.

CONSENT AGENDA

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated March 24, 2014 was approved. The vote was as follows:

AYE	NAY
Annette S. Perkins	None
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
M. Todd King	
Mary W. Biggs	
William H. Brown	

Approval of Minutes

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously, the minutes dated September 23, 2013 were approved.

Appropriations and Transfers

A-FY-14-83
INFORMATION TECHNOLOGY
APPROPRIATE TECHNOLOGY RESERVE FUNDS
FOR SERVER AND DATA STORAGE INFRASTRUCTURE
AND DISASTER RECOVERY

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2014, for the function and in the amount as follows:

140 Information Technology $400,000

The source of funds for the foregoing appropriation is as follows:

451205 Designated Fund Balance- Technology Reserve $400,000

Said resolution appropriates Technology Reserve funds for a major upgrade of the County's Server and Data Storage Infrastructure, and Disaster Recovery capabilities.

A-FY-14-84
ECONOMIC DEVELOPMENT
REIMBURSEMENT

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2014, for the function and in the amount as follows:

451209	Transfer to County Capital Projects	$4,000

The source of funds for the foregoing appropriation is as follows:

415208	Sale of Real Estate	$4,000

BE IT FURTHER RESOLVED, The County Capital Projects fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2014 for the function and in the amount as follows:

810	Economic Development Capital Projects	$4,000

The source of funds for the foregoing appropriation is as follows:

451100	Transfer from General Fund	$4,000

Said resolution appropriates funds from the Capital Reserve and from the sale of the Elliston Lafayette Elementary School to County Capital projects to cover the costs of reimbursing the Economic Development Authority (EDA) for expenses associated with the surplus school properties.

A-FY-14-85
FIRE AND RESCUE
TRANSFER TO COUNTY CAPITAL PROJECTS
RINER FIRE DEPARTMENT

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a General Fund transfer of appropriation is hereby authorized, as follows:

FROM:

330	Fire and Rescue-Fuel Contingency	($15,000)

TO:

451209	Transfer to County Capital Projects	$15,000

BE IT FURTHER RESOLVED, The County Capital Projects fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2014 for the function and in the amount as follows:

330	Riner Fire Department Vehicle	$26,000

The sources of funds for the foregoing appropriation are as follows:

451100 Transfer from General Fund		$15,000
419108 Recovered Cost		$11,000
	Total	$26,000

Said resolution transfers funds from the Fire and Rescue Fuel Contingency and appropriates recovered costs to cover the cost of a vehicle for the Riner Fire Department.

R-FY-14-112
AMENDMENT TO THE
COUNTY'S COMPENSATION AND
CLASSIFICATION PLAN

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Changes to the County's Compensation and Classification Plan require approval by the Board of Supervisors; and

WHEREAS, A current deputy position is assigned responsibilities beyond the scope of the job class of deputy; and

WHEREAS, These responsibilities reflect the duties assigned to the job class of a Sergeant.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia does hereby approve the following changes to the Fiscal Year 2013-2014 Compensation and Classification Plan:

1. Abolish one Deputy, full-time equivalent (FTE), pay grade 116.
2. Establish one Sergeant, full-time equivalent (FTE), pay grade 121.

Said resolution approves changes to the current Compensation and Classification Plan.

R-FY-14-113
APPOINTMENT
PLANNING COMMISSION

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Arthur L. Wolz, III** to the **Montgomery County Planning Commission** effective March 25, 2014 and expiring March 24, 2018.

OLD BUSINESS

Petition for Abandonment of a Portion of Elliott Creek Road

The Board had a lengthy discussion on the petition to abandon a portion of Elliott Creek Road. The majority of the Board believed the road to still be an asset as a public right-of-way to the County and is not in the best interest of the County to abandon this section of Elliott Creek Road at this time. The Board did agree that the road did have some safety issues at some points along the road and does understand Ms. Whitt's concerns. Several Board members addressed the comments from residents who stated that this section of Elliott Creek Road is being used as a straight route to Alleghany Spring from Split Rail Road. The discontinued section of Elliott Creek Road is overgrown and has downed trees making it impassable by vehicles and anyone who has driven along this section of road knows it is impassable.

Supervisor Biggs voiced her concern with the safety issues along this road and where motorists have to turn around at the dead end due to the remainder of the road being impassable. She reported that she did drive along the section being requested to be abandoned and did not feel safe in the vehicle. She stated she can support the request for abandonment.

Chair Brown thanked all the Board members for taking time to go travel the road before they had to make a decision on the request.

R-FY-14-114
RESOLUTION DENYING PETITION FOR
ABANDONMENT OF PORTION OF ELLIOTT CREEK ROAD

On a motion by Matthew R. Gabriele, seconded by M. Todd King and carried,

WHEREAS, The County has received a petition from Karen Dodson Whitt seeking to abandon 1.54 miles of Elliott Creek Road (SR 675) from the intersection of Craigs Mountain Road (SR 674) heading east along Elliott Creek Road for 1.54 miles; and

WHEREAS, A public hearing was held on December 16, 2013 pursuant to §33.1-151, Code of Virginia to receive comments concerning the request to abandon the section of road described above from the Secondary System of State Highways; and

WHEREAS, After considering all evidence available, the Board of Supervisors determines that a public necessity still exists to keep the above referenced section of Elliot Creek Road in the Secondary System of State Highways.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby finds that a public necessity still exists to keep the above referenced portion of Elliott Creek Road in the Secondary System of State Highways and therefore denies the petition filed by Karen Dodson Whitt seeking to abandon 1.54 miles of Elliott Creek Road (SR 675) from the intersection of Craigs Mountain Road (SR 674) heading east along Elliott Creek Road for 1.54 miles.

BE IT FURTHER RESOLVED, That a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

The vote on the forgoing resolution was as follows:

AYE	NAY
Christopher A. Tuck	Mary W. Biggs
Matthew R. Gabriele	
M. Todd King	
Annette S. Perkins	
Gary D. Creed	
William H. Brown	

NEW BUSINESS

R-FY-14-115
RESOLUTION ACCEPTING THE CONVEYANCE FROM THE COUNTY SCHOOL BOARD OF MONTGOMERY COUNTY OF THE SHAWSVILLE ELEMENTARY SCHOOL PROPERTY

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The County School Board of Montgomery County (the "School Board") adopted a Resolution on February 19, 2013, declaring with certain conditions the Shawsville Elementary School Property ("the Property") surplus to its needs since those conditions no longer apply the School Board is ready to now convey the Property to the Board of Supervisors; and

WHEREAS, The School Board has requested the Board of Supervisors to be able to use the proceeds if the Board of Supervisors sells the Property as a portion of the funding to reduce existing school debt, capital school improvement projects, or be used to fund debt service for other capital school construction projects; and

WHEREAS, The Board of Supervisors desires to accept the conveyance of the Shawsville Elementary School Property from the School Board and if the Property is sold to authorize the School Board to use the net proceeds from the sale after the County is reimbursed for its costs of selling the Property as a portion of the funding for the School Capital Projects.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes William H. Brown, Chair, to accept from the School Board on behalf of the Board of Supervisors, the conveyance of the Shawsville Elementary School Property; and

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that should the Board of Supervisors sell the Property, the Board of Supervisors hereby authorizes the School Board, subject to future appropriation, to use the net proceeds from the sale after the County is reimbursed for its costs of selling the Property, as a portion of the funding for the School Capital Projects.

The vote on the forgoing resolution was as follows:

AYE	NAY
Matthew R. Gabriele	None
M. Todd King	
Mary W. Biggs	
Annette S. Perkins	
Christopher A. Tuck	
Gary D. Creed	
William H. Brown	

R-FY-14-116
PROCLAMATION
NATIONAL LIBRARY WEEK
APRIL 13-19, 2014

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

WHEREAS, Libraries help lives change in their communities, campuses and schools; and

WHEREAS, Librarians work to meet the changing needs of their communities, including providing resources for everyone and bringing services outside of library walls; and

WHEREAS, Libraries and librarians bring together community members to enrich and shape the community and address local issues; and

WHEREAS, Librarians are trained, tech-savvy professionals, providing technology training and access to downloadable content like e-books; and

WHEREAS, Libraries offer programs to meet community needs, providing residents with resume writing classes, 24/7 homework help and financial planning services to teens applying for student loans to older adults planning their retirement; and

WHEREAS, Libraries continuously grow and evolve in how they provide for the needs of every member of their communities; and

WHEREAS, Libraries, librarians, library workers and supporters across America are celebrating National Library Week.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby proclaims **April 13-19, 2014** as **National Library Week** and encourages all residents to visit their branch of the Montgomery-Floyd Regional Library this week to take advantage of the wonderful library resources available to them.

The vote on the forgoing resolution was as follows:

AYE	NAY
M. Todd King	None
Mary W. Biggs	
Annette S. Perkins	
Christopher A. Tuck	
Gary D. Creed	
Matthew R. Gabriele	
William H. Brown	

R-FY-14-117
PROCLAMATION
CHILD ABUSE PREVENTION MONTH
APRIL 2014

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Preventing child abuse and neglect is a community problem that depends on involvement among people throughout the community; and

WHEREAS, Child maltreatment occurs when people find themselves in stressful situations, without community resources, and don't know how to cope; and

WHEREAS, The majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community; and

WHEREAS, All citizens should become involved in supporting families in raising their children in a safe, nurturing environment; and

WHEREAS, Effective child abuse prevention programs succeed because of partnerships created among families, social service agencies, schools, faith communities, civic organizations, law enforcement agencies, and the business community.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia does hereby proclaim April as Child Abuse Prevention Month and calls upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in efforts to support families, thereby preventing child abuse and neglect and strengthening the communities in which we live.

The vote on the forgoing resolution was as follows:

AYE	NAY
Mary W. Biggs	None
Annette S. Perkins	
Christopher A. Tuck	
Gary D. Creed	
Matthew R. Gabriele	
M. Todd King	
William H. Brown	

R-FY-14-118
PROCLAMATION
LOCAL GOVERNMENT EDUCATION WEEK-
APRIL 1 – 7, 2014

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Local governments throughout the Commonwealth provide valuable services to the residents of the communities they serve; and

WHEREAS, Local governments and their employees play a vital role in the health and vitality of communities through the enforcement of state and local laws, promotion of public health and safety, provision of recreational opportunities, and education of local children; and

WHEREAS, Local government officials across the Commonwealth promote civic education and engagement to help citizens better understand their local government, foster a positive sense of community, and prepare the next generation of local government managers; and

WHEREAS, The designation of a statewide week devoted to educating individuals as to the role that local government plays in their life would more effectively recognize and promote civic education within school systems and in the larger community; and

WHEREAS, The **first week of April** is an appropriate week for this designation, as it was on April 2, 1908 that the Council-Manager form of government was created in the City of Staunton, Virginia.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors designates **April 1st – 7th in 2014** as **Local Government Education Week in Montgomery County.**

BE IT FURTHER RESOLVED, That the County Administrator is authorized to post the designation of **April 1st – 7th 2014** as **Local Government Education Week in Montgomery County** on the County's website.

The vote on the forgoing resolution was as follows:

AYE	NAY
Annette S. Perkins	None
Christopher A. Tuck	
Gary D. Creed	
Matthew R. Gabriele	
M. Todd King	
Mary W. Biggs	
William H. Brown	

R-FY-14-119
PROCLAMATION
NATIONAL VOLUNTEER WEEK
APRIL 6-12, 2014

On a motion by Matthew R. Gabriele, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, Established in 1974, National Volunteer Week has grown exponentially in scope each year since, drawing the support and endorsement of all subsequent U.S. presidents, governors, mayors and other respected elected officials; and

WHEREAS, National Volunteer Week is about inspiring, recognizing and encouraging people to seek out imaginative ways to engage in their communities; and

WHEREAS, The entire community can inspire, equip and mobilize people to take action that changes the world; and

WHEREAS, Volunteers can connect with local community service opportunities through hundreds of community service organizations like, RSVP, HandsOn Network affiliates and volunteer centers; and

WHEREAS, Individuals and communities are at the center of social change, discovering their power to make a difference; and

WHEREAS, During this week all over the nation, service projects will be performed and volunteers recognized for their commitment to service; and

WHEREAS, The giving of oneself in service to another empowers the giver and the recipient; and

WHEREAS, Experience teaches us that government by itself cannot solve all of our nation's social problems; and

WHEREAS, Our country's volunteer force of over 63 million is a great treasure; and

WHEREAS, Volunteers are vital to our future as a caring and productive nation.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia here proclaims **National Volunteer Week, April 6-12, 2014** in Montgomery County, and urges their fellow citizens to volunteer in their communities, by volunteering and recognizing those who serve, we can come together to make a difference.

The vote on the forgoing resolution was as follows:

AYE	NAY
Christopher A. Tuck	None
Gary D. Creed	
Matthew R. Gabriele	
M. Todd King	
Mary W. Biggs	
Annette S. Perkins	
William H. Brown	

COUNTY ADMINISTRATOR'S REPORT

The County Attorney reported on the following items:

Crooked Road Festival was held March 19-23, 2014 at different venues through-out the County. Numerous events were held to showcase the arts and music in Montgomery County. The event was a huge success and very well attended.

Upcoming Meetings:

March 25, 2014	Community Conversations Meeting at Christiansburg High School
April 3, 2014	Budget Public Hearing
April 8, 2014	Community Conversations Meeting at Margret Beeks Elementary

BOARD MEMBERS REPORTS

Supervisor King expressed his appreciation for the citizens who took their time to come out and speak tonight.

Supervisor Creed understands that the School Board has agreed not to demolish the bleachers, concession stand and other structures at the football field near the Shawville Middle School Annex. He also stated that discussions about selling the former Shawsville Elementary School need to include the possibility of retaining the ball fields.

Supervisor Creed also expressed his appreciation to all the volunteers in the County. He stated time is a precious commodity.

Supervisor Tuck urged citizens to come out to the community meetings. This is an opportune time for a question and answer session with the Board of Supervisors.

Supervisor Tuck asked if Virginia Tech would be interested in doing a needs assessment of the County's parks and recreation services. He stated it is estimated to cost $30,000 to contract this out and it would save the County money.

Supervisor Tuck also commented on the Affordable Care Act. He reported that members of the Virginia State Bar could enroll in a group health insurance policy instead of an individual policy. However, due to the Affordable Care Act, Anthem will no longer be able to offer group plans for individuals and the Virginia State Bar Sole Proprietor or groups will not be renewed. All group plans will be transitioned to individual plans. Anthem has stated that they anticipate rates for individual coverage to be comparable to the group rates but many will see premiums fluctuate dramatically in 2014. Supervisor Tuck stated this is just another example of what the Affordable Care Act is creating.

Supervisor Gabriele reported he was informed by a citizen about the Solarize Blacksburg imitative. He would like to invite representatives from Solarize Blacksburg to a future board meeting to make a presentation on Solarize Blacksburg and their efforts to bring solar energy to the community.

ADJOURNMENT

The Chair declared the meeting adjourned to Thursday, April 3, 2014, at 7:00 p.m. The meeting adjourned at 8:43 p.m.

APPROVED_____ATTEST:_____

William H. Brown
Chair

F. Craig Meadows
County Administrator

AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 3RD DAY OF APRIL, 2014 AT 7:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	William H. Brown	-Chair
	Mary W. Biggs	-Vice Chair
	Gary D. Creed	-Supervisors
	Annette S. Perkins	
	M. Todd King	
	Christopher A. Tuck	
	Matthew R. Gabriele	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Director of Financial and Management Services
	Ruth Richey	-Public Information Officer
	Judy W. Kiser	-Assistant to the County Administrator

CALL TO ORDER

The Chair called the meeting to order.

PUBLIC HEARINGS

Advertised Real Estate Tax Rate-89¢ per $100 of Assessed Value

The Chair called the public hearing to order for the purpose of receiving citizens' comments on the County's advertised real estate tax rate of 89¢ per $100 assessed value. The Board of Supervisors voted to advertise the current real estate tax rate for FY 2014-2015, therefore, no increase to the real estate tax rate will be considered this year. The Chair explained that, in order for the Board to consider a higher rate for real estate taxes, they would be required to re-advertise and hold another public hearing.

The Chair asked that each speaker come to the podium and state their name and address, and direct their comments to the Chair and the members of the Board, not to the audience or the county staff. Each speaker will be allowed five minutes. He explained that this was the Board's time to listen to the citizens, so members of the Board would not be answering questions during the public hearings. He asked that the audience please refrain from applauding between speakers, and that any written comments be left with the Clerk.

Charlie Bowles-Riner Mr. Bowles addressed the Board about his concerns for the elderly citizens in the county who are having a hard time making it and he hopes that the Board of Supervisors realizes this. It is Mr. Bowles' opinion that the Riner area is getting the short end of the stick. A few years ago there was talk about sidewalks and bike paths, etc., but nothing was ever done, and construction was started on the new schools. Instead of all the talk about spending money on schools, something should be done for all the taxpayers – everybody doesn't have a child in school. In addition to schools, tax money has been spent on courthouses and 911 centers, and he has talked to people who say they are sick of it. He recently talked with someone in the planning department about the Riner Village Plan and he was told that it was going to be done piece-meal. He suggested that the Board use some of the tax revenue to do something for the citizens, not just the schools, not just the Sheriff's Department.

There being no further speakers, the public hearing on the advertised real estate tax rate was closed at 7:10 p.m.

Advertised 2014-2015 Budget - $174,574,710

The Chair called the public hearing to order for the purpose of receiving citizens' comments with regard to the advertised FY 2014-2015 budget in the amount of $174,574,710. He explained that the rules for the first public hearing would also apply for this public hearing.

There being no speakers the Chair closed the public hearing on the advertised 2014-2015 proposed budget and declared the meeting adjourned to April 7, 2014 at 6:00 p.m.

The meeting adjourned at 7:12 p.m.

APPROVED: _____ ATTEST: _____

William H. Brown, Chair
Board of Supervisors

F. Craig Meadows
County Administrator

AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 7TH DAY OF APRIL, 2014 AT 6:00 P.M. IN THE MULTI-PURPOSE ROOM #2, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	William H. Brown	-Chair
	Mary W. Biggs	-Vice Chair
	Gary D. Creed (arrived 6:08)	-Supervisors
	Matthew R. Gabriele	
	M. Todd King	
	Christopher A. Tuck	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Financial & Management Services Director
ABSENT:	Annette S. Perkins	-Supervisor

CALL TO ORDER

The Chair called the meeting to order.

INTO WORK SESSION

On a motion by Christopher A. Tuck, seconded by Matthew R. Gabriele and carried unanimously,

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

1. NRV Regional 911
2. FY 2014-2015 Budget Update
3. Credit Card Payments

The vote on the forgoing motion was as follows:

AYE	NAY	ABSENT DURING VOTE	ABSENT DURING MEETING
M. Todd King	None	Gary D. Creed	Annette S. Perkins
Mary W. Biggs			
Christopher A. Tuck			
Matthew R. Gabriele			
William H. Brown			

OUT OF WORK SESSION

On a motion by M. Todd Kind, seconded by Christopher A. Tuck and carried unanimously,

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

The vote on the forgoing motion was as follows:

AYE	NAY	ABSENT DURING VOTE	ABSENT DURING MEETING
M. Todd King	None	Matthew R. Gabriele	Annette S. Perkins
Mary W. Biggs			
Christopher A. Tuck			
Gary D. Creed			
William H. Brown			

NEW BUSINESS

R-FY-14-120
RESOLUTION OF THE BOARD OF SUPERVISORS AGREEING TO UNDERTAKE A NON-BINDING MORAL OBLIGATION FOR THE ECONOMIC DEVELOPMENT AUTHORITY OF MONTGOMERY COUNTY, VIRGINIA

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Economic Development Authority of Montgomery County, Virginia ("EDA") proposes to enter into a Lease Agreement with TORC Robotics LLC ("TORC") whereby the EDA agrees to construct an Office/Manufacturing Building in the Blacksburg Industrial Park Phase V, in order to lease 15,659 sq. ft. to TORC; and

WHEREAS, The required construction and up-fit of the Building is proposed to cost the EDA Two Million Five Hundred Thousand Dollars with the monthly debt service to be paid by monthly lease payments to be made by TORC pursuant to the Lease Agreement and from other future tenants in the Building; and

WHEREAS, The EDA has secured Two Million Five Hundred Thousand Dollars in financing from First Bank and Trust and from the Virginia Small Business Financing Authority ("the Financing") conditioned upon the Board of Supervisors first agreeing to be morally obligated to re-pay the Financing should the EDA fail to make the required payments to either First Bank and Trust or the Virginia Small Business Financing Authority; and

WHEREAS, The Board of Supervisors recognizes that having TORC agree to locate their business operation in the building to be constructed by the EDA in the Blacksburg Industrial Park promotes economic development in the County and the Board of Supervisors desires to support the EDA in its efforts to finance the building construction required under the Lease Agreement with TORC by agreeing to enter into a Support Agreement with the EDA; and

WHEREAS, Section 15.2-953 of the Code of Virginia 1950, as amended, provides that any locality may appropriate money to an economic development authority for the purpose of promoting economic development.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby agrees:

1. Should the County receive written notice from the EDA that TORC has defaulted or otherwise vacated the Building and the EDA is no longer receiving rent payments from TORC that were intended to cover the loan payments owed under the First Bank and Trust Financing and the Virginia Small Business Financing Authority, the Board of Supervisors hereby agrees to undertake a non-binding moral obligation, in such manner that is consistent with both the Constitution and laws of the Commonwealth of Virginia, to appropriate money to the EDA sufficient to make up any deficiency and allow the EDA to continue to make its loan payments required under the First Bank and Trust and the Virginia Small Business Financing Authority Financing. The Board of Supervisors, while recognizing that it is not hereby empowered to make any binding commitment to make such appropriation in future fiscal years, hereby states its intent to make such appropriations in future fiscal years and hereby recommends that future Boards do likewise.

2. Nothing herein contained is or shall be deemed to be a lending of the full faith and credit of the County of Montgomery to the EDA, First Bank and Trust, the Virginia Small Business Financing Authority or to any other person or entity and nothing herein contained is or shall be deemed to be a pledge of the full faith and credit or the taxing power of the County of Montgomery nor shall anything herein contained legally bind or obligate the Board of Supervisors to appropriate funds for the purpose described herein.

3. To enter into a Support Agreement between the County of Montgomery, Virginia, and the Economic Development Authority of Montgomery County, Virginia with terms consistent with the Board of Supervisors' stated intentions under this Resolution and authorizes William Brown, Chair, to execute the Support Agreement on behalf of the County of Montgomery, Virginia.

The vote on the forgoing resolution was as follows:

AYE	NAY	ABSENT DURING VOTE	ABSENT DURING MEETING
Mary W. Biggs	None	Gary D. Creed	Annette S. Perkins
Christopher A. Tuck			
Matthew R. Gabriele			
M. Todd King			
William H. Brown			

OTHER BUSINESS

By consensus, the Board agreed to add to the April 14, 2014 agenda a resolution to request the Planning Commission to review the County's ordinance to allow the removal or filling of clean earth fill by special use permit in the A-1 Agricultural District to consider creating certain additional regulations applicable for a special use permit allowing the removal or filling of clean earth fill and to define what soil material make-up shall be considered clean earth fill

ADJOURNMENT

The Chair declared the meeting adjourned to Monday, April 14, 2014 at 6:00 p.m. The meeting adjourned at 7:27 p.m.

APPROVED_____ATTEST:_____

William H. Brown	F. Craig Meadows
Chair	County Administrator