

TO: The Honorable Board of Supervisors

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

DATE: April 12, 2010

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

- (5) Discussion Concerning a Prospective Business or Industry or the Expansion of an Existing Business or Industry Where No Previous Announcement Has Been Made of the Business or Industry's Interest in Locating or Expanding Its Facilities in the Community.

1. Project # 2009020
2. Project # 2010004

- (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. Community College Board
2. Community Services Board
3. Social Services Board

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

A. SUBJECT: PRESENTATION – RESOLUTION OF APPRECIATION – JUDGE RAY GRUBBS

Presentation – Resolution of Appreciation to Judge Ray Grubbs

The Board of Supervisors will present a resolution of appreciation to Judge Ray Grubbs. Judge Grubbs served at the Chief Judge of the Circuit Court for the 27th Judicial District. Judge Grubbs retired in February 2010.

VIII. PUBLIC HEARING

A. SUBJECT: BOARD OF SUPERVISORS

The following public hearing was advertised pursuant to law in the Current Section of the Roanoke Times on April 4, 2010:

Proposed Ordinance Designating Certain Real Property Owned by Veteran's Memorial of Sunnyside-Tom's Creek, Inc. Exempt from Taxation.

The property is located on the west end of Glade Road in the County of Montgomery, Virginia consisting of .495 acres more particularly described as Parcel ID Number 160068, Tax Map Number 038-A178D. The property is owned and used exclusively by the Veteran's Memorial of Sunnyside-Tom's Creek, Inc., and has a current assessed value of \$22,300 with an annual real estate tax liability of \$158.33. See TAB A for a copy of the proposed ordinance.

IX. PUBLIC ADDRESS

X. DELEGATIONS

**A. SUBJECT: BLACKSBURG/CHRISTIANSBURG/
MONTGOMERY COUNTY AREA MPO**

Blacksburg/Christiansburg/Montgomery County Area Metropolitan Planning Organization (MPO)

Dan Brugh, MPO Executive Director, will provide an update on the MPO.

**B. SUBJECT: VIRGINIA DEPARTMENT OF
TRANSPORTATION**

Virginia Department of Transportation

David Clarke, VDOT Residency Administrator, will update the Board of Supervisors on road issues/concerns in Montgomery County.

C. SUBJECT: VIRGINIA COOPERATIVE EXTENSION

Virginia Cooperative Extension – Quarterly Report for Montgomery County

Michelle Dickerson, Extension Agent, will provide an update on the Extension programs in Montgomery County. Barry Robinson, Horticulture Agent, will give an update on Agriculture and Natural Resources. Dawn Barnes, Family & Consumer Services, will give an update on programs provided by the Family & Consumer Services.

XI. ADDENDUM

XII. CONSENT AGENDA

XIII. OLD BUSINESS

A. SUBJECT: AMENDMENT TO THE ZONING ORDINANCE

**ORD-FY-10-
AN ORDINANCE AMENDING CHAPTER 10, ENTITLED ZONING,
SECTIONS 10-21, 10-28, 10-29 AND 10-61 OF THE
CODE OF THE COUNTY OF MONTGOMERY, VIRGINIA
BY ALLOWING A SCHOOL OF SPECIAL INSTRUCTION
BY RIGHT IN THE GENERAL BUSINESS (GB) AND COMMUNITY BUSINESS (CB)
ZONING DISTRICTS AND BY SPECIAL USE PERMIT IN THE AGRICULTURE (A-1)
ZONING DISTRICT AND BY CLARIFYING THAT THE LIST OF SKILLS AND
ACTIVITIES PROVIDED IN THE DEFINITION OF SCHOOL OF SPECIAL
INSTRUCTION IS NOT ALL INCLUSIVE**

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia that Chapter 10, entitled Zoning, Sections 10-21, 10-28, 10-29 and 10-61 of the Code of the County of Montgomery, Virginia shall be amended and reordained as outlined in TAB G.

ISSUE/PURPOSE: Ordinance amending the Zoning Ordinance.

JUSTIFICATION: An Ordinance Amending Chapter 10, Entitled Zoning, Sections 10-21, 10-28, 10-29 and 10-61 of The Code of the County of Montgomery, Virginia by allowing a School of Special Instruction By Right in the General Business (GB and Community Business (CB) Zoning Districts and by Special Use Permit in the Agriculture (A-1) Zoning District and by clarifying that the list of skills and activities provided

in the definition of School of Special Instruction is not all inclusive. See TAB G for a copy of the ordinance.

XIV. NEW BUSINESS

A. SUBJECT: SCHOOL CAPITAL PROJECTS

**A-FY-10-
SCHOOL CAPITAL PROJECTS TRANSFER
BLACKSBURG HIGH SCHOOL GYMNASIUM**

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

FROM:

6616 Prices Fork Elementary School Project (\$500,000)

TO:

6623 Blacksburg High School Gymnasium-Advance \$500,000

Said resolution advances funds from the Prices Fork Elementary School project to the Blacksburg High School Gymnasium project for costs associated with the replacement of the gymnasium.

ISSUE/PURPOSE: Advance funds to cover the Blacksburg High School Gymnasium project.

JUSTIFICATION: Insurance proceeds are intended to cover the cost associated with the replacement of the Blacksburg High School Gymnasium resulting from the roof collapse. However, to begin the project in a timely manner, expenses will need to be incurred prior to receiving reimbursement. In order to pay for these expenses, an advance of funds is needed.

This resolution advances 2008 bond proceeds from the Prices Fork Elementary School project to the Blacksburg High School Gymnasium to provide funding until the insurance recoveries are received. Upon receipt of the insurance recoveries, the funds and the appropriation will be restored to the Prices Fork Elementary School project. See TAB H for a copy of a letter from the School Superintendent.

XV. COUNTY ATTORNEY'S REPORT

XVI. COUNTY ADMINISTRATOR'S REPORT

XVII. BOARD MEMBERS' REPORT

1. Supervisor Brown
2. Supervisor Marris
3. Supervisor Biggs
4. Supervisor Politis
5. Supervisor Muffo
6. Supervisor Creed
7. Supervisor Perkins

XVIII. OTHER BUSINESS

XIX. ADJOURNMENT

FUTURE MEETINGS

Special Meeting
Joint Meeting with the School Board
at Christiansburg High School
Monday, April 19, 2010
6:00 p.m.

Special Meeting
Tuesday, April 20, 2010
6:00 p.m.

Adjourned Meeting
Monday, April 26, 2010
6:00 p.m. – Closed Meeting Items
7:15 p.m. Regular Agenda