

**CONSENT AGENDA
JUNE 13, 2011**

A. APPROVAL OF MINUTES

- 1. SUBJECT: APPROVAL OF MINUTES DATED
NOVEMBER 22, DECEMBER 6, AND
DECEMBER 13, 2010**

ISSUE/PURPOSE: The above listed minutes are before the Board for approval. See TAB A.

B. SCHEDULE PUBLIC HEARINGS

- 1. SUBJECT: SCHEDULE PUBLIC HEARING
INTENT TO SELL A PORTION OF COUNTY
PROPERTY (DEN HILL DRIVE) TO VDOT**

**R-FY-11-
A RESOLUTION SCHEDULING A PUBLIC HEARING
INTENT TO SELL AND CONVEY
0.339 ACRES AND A 0.636 ACRE DRAINAGE EASEMENT
LOCATED AT 2366 DEN HILL DRIVE,
IN THE SHAWSVILLE MAGISTERIAL DISTRICT,
TO VDOT FOR THE I-81 ROAD WIDENING PROJECT**

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby schedules a public hearing for Monday, June 27, 2011, at 7:15 p.m. or as soon thereafter in the Board of Supervisors Chambers in the Montgomery County Government Center, located at 755 Roanoke Street, Christiansburg, Virginia, in order to hear citizen comments on the Board of Supervisors' intent to sell and convey 0.339 acres and a 0.636 acre drainage easement located at 2366 Den Hill Drive, in the Shawsville Magisterial District, identified as a portion of Tax Parcel No. 081-A-14 to VDOT for the I-81 Road Widening Project.

ISSUE/PURPOSE: Schedule a public hearing.

**2. SUBJECT: SCHEDULE PUBLIC HEARING
INTENT TO SELL THE OLD ELLISTON
FIRE STATION PROPERTY**

**R-FY-11-
A RESOLUTION SCHEDULING A PUBLIC HEARING
INTENT TO SELL AND CONVEY
0.105 ACRES LOCATED AT 1860 BIG SPRING DRIVE,
IN THE SHAWSVILLE MAGISTERIAL DISTRICT,
THE FORMER ELLISTON FIRE STATION PROPERTY
TO MOUNTAIN VALLEY CHARITABLE FOUNDATION**

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby schedules a public hearing for Monday, June 27, 2011, at 7:15 p.m. or as soon thereafter in the Board of Supervisors Chambers in the Montgomery County Government Center, located at 755 Roanoke Street, Christiansburg, Virginia, in order to hear citizen comments on the Board of Supervisors' intent to sell and convey 0.105 acre located at 1860 Big Spring Drive, in the Shawsville Magisterial District, identified as Tax Parcel NO. 59A-A-31, the former Elliston Fire Station property, to Mountain Valley Charitable Foundation.

ISSUE/PURPOSE: Schedule a public hearing.

C. APPROPRIATIONS AND TRANSFERS

**1. SUBJECT: COMMONWEALTH'S ATTORNEY
FORFEITED ASSET SHARING PROGRAM**

**A-FY11-
COMMONWEALTH'S ATTORNEY
FORFEITED ASSET SHARING PROGRAM**

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, 2011, for the function and in the amount as follows:

200	Commonwealth's Attorney	\$387
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
419104	Confiscations	\$387

Said resolution appropriates monies received as part of the Forfeited Asset Sharing Program from the Department of Criminal Justice Services.

ISSUE/PURPOSE: Appropriate Forfeited Asset Sharing Program funds.

JUSTIFICATION: This money was seized from cases investigated by the Montgomery County Drug Task Force and prosecuted by the Commonwealth's Attorney's office as a participant of the Department of Criminal Justice Services' Forfeited Asset Sharing program. These funds must be used for law enforcement purposes only and may not be used to supplant existing funding.

2. **SUBJECT: VOLUNTEER RESCUE SQUAD
FOUR FOR LIFE FUNDS**

**A-FY-11-
VOLUNTEER RESCUE SQUAD
FOUR FOR LIFE FUNDS APPROPRIATION**

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, 2011, for the function and in the amount as follows:

331	Fire and Rescue Grants-Four for Life	\$69,536
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
23312-424401 Four for Life	\$69,536

Said resolution appropriates funds received from the Four for Life program for use by volunteer Rescue Squads.

ISSUE/PURPOSE: Appropriates Four for Life funds.

JUSTIFICATION: Monies are provided to supplement the funding for local rescue departments. Since 1984, the Four for Life funds were distributed by formula with 10.4% going to the VT Rescue Squad and the balance being split evenly between the four County rescue squads. This year, the County added an additional rescue squad – requiring the remaining funds to be split by five instead of four squads. The County's Fire and Rescue Commission supports this decision.

The following chart shows how the distribution will be made for FY 11. This fund was previously called Two for Life.

Tech Rescue Squad	\$	7,231
Blacksburg Rescue Squad	\$	12,461
Christiansburg Rescue Squad	\$	12,461
Shawsville Rescue Squad	\$	12,461
Riner Rescue Squad	\$	12,461
Longshop/McCoy Rescue Squad	\$	12,461
Total	\$	69,536

3. **SUBJECT: TREASURER – DMV STOP FEES**

**A-FY-11-
TREASURER
DMV STOP FEES**

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, 2011 for the function and in the amount as follows:

162 Treasurer’s Collections \$3,075

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

<u>Revenue Account</u>		
411605	DMV Stop Fee	\$2,879
416010	Warrant-In-Debt Fees	<u>\$ 196</u>
	Total	\$3,075

Said resolution appropriates DMV Stop Fees and Warrant in Debt Fees collected to pay the associated fee to the DMV and Commonwealth of Virginia.

ISSUE/PURPOSE: Appropriate recovered costs.

JUSTIFICATION: The Treasurer’s office issues DMV stops on delinquent taxpayers. This program prevents taxpayers from receiving DMV license renewals until their delinquent taxes are paid to the County. The DMV charges an administrative fee to the County, which the Treasurer’s office passes on to the taxpayer. This resolution appropriates funds received to date under this program.

4. **SUBJECT: SHERIFF – RECOVERED COSTS**

**A-FY-11-
SHERIFF
RECOVERED COSTS**

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, 2011, for the function and in the amount as follows:

310	Sheriff Comp	\$ 939
320	Sheriff County	<u>\$6,922</u>
	Total	\$7,861

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

<u>Revenue Account</u>		
419108	Recovered Costs	\$7,861

Said resolution appropriates recovered costs for use by the Sheriff's department.

ISSUE/PURPOSE: Appropriate recovered costs.

JUSTIFICATION: This resolution appropriates recovered cost for security services at local high schools (\$306), restitution (\$50), and reimbursements (\$7,505).

5. **SUBJECT: ECONOMIC DEVELOPMENT
FALLING BRANCH CORPORATE PARK**

**A-FY-11-
ECONOMIC DEVELOPMENT
FALLING BRANCH CORPORATE PARK**

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

FROM:
12 810 Future Capital Projects (\$340,794)

TO:
12 128101FB Falling Branch Corporate Park Project \$340,794

Said resolution transfers funding within the County Capital Projects Fund for project management of the Falling Branch Corporate Park project.

ISSUE/PURPOSE: Transfer of funding from the County Capital Projects Fund.

JUSTIFICATION: In FY 08, the County sold land and received \$619,119 that was appropriated for future economic development capital projects. Mass rock removal, grading, and management of the storm water pond at the Falling Branch Corporate Park is needed. The low bid for mass rock removal, grading, and management of the storm water pond at the Falling Branch Corporate Park was \$320,500. This resolution transfers \$320,500 for the cost of the project and \$20,294 as a 6% contingency.

6. **SUBJECT: SCHOOL CAPITAL PROJECTS APPROPRIATION OF PPEA FEES**

**A-FY-11-
SCHOOL CAPITAL PROJECTS
APPROPRIATION OF PPEA FEES**

BE IT RESOLVED, That the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for fiscal year ending June 30, 2011 for the function and in the amount as follow:

19 School Capital Projects Fund \$100,000

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

Revenue Account
451204 School Capital Projects Fund Balance \$100,000

Said resolution appropriates monies received from PPEA proposers provided to pay the School Board’s consultant and staff for the review of proposals.

ISSUE/PURPOSE: Appropriate school capital funds.

JUSTIFICATION: This resolution appropriates \$100,000 received from PPEA proposers provided to pay the School Board’s consultant and staff for the review of proposals. This appropriation is required to allow the school division to make appropriate payments.

7. **SUBJECT: SCHOOL NUTRITION FUND
SUPPLEMENTAL APPROPRIATION**

**A-FY-11-
SCHOOL NUTRITION FUND
SUPPLEMENTAL APPROPRIATION
TO CLOSE OUT FISCAL YEAR 2011**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Operating Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

11	School Nutrition Fund Administration	\$200,000
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The source of funds for the foregoing appropriation is as follows:

Revenue Account:

451204	School Nutrition Fund Balance	\$200,000
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Said resolution appropriates additional funds for the school nutrition program to close out the year.

ISSUE/PURPOSE: School nutrition program

JUSTIFICATION: The School Board requested the following supplemental appropriation in order to close out the school nutrition program for FY 11.

8. **SUBJECT: BOND PROCEEDS**

**A-FY-11-
2009 AND 2010 QSCB
BOND PROCEEDS
ISSUANCE COSTS REFUNDED**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

Elliston/Lafayette Elementary School	\$ 9,629
Prices Fork Elementary School	<u>\$55,385</u>
Total	\$65,014

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

Revenue Account

424244Bond Proceeds – Qualified School Construction Bonds \$65,014

Said resolution appropriates excess cost of issuance proceeds from the issue of 2009 and 2010 Qualified School Construction Bonds (QSCB) for the construction of Elliston/Lafayette Elementary School and Prices Fork Elementary School.

ISSUE/PURPOSE: Appropriate additional QSCB bond proceeds.

JUSTIFICATION: The Board of Supervisors approved issuing Qualified School Construction Bonds to cover a portion of the costs associated with the Elliston/Lafayette and Prices Fork Elementary School projects. The bonds were issued through the state. The bond proceeds included funds to cover the state’s cost of issuance. All costs have been paid, and the state distributed the excess funds to localities that participated in the issuance. This resolution appropriates the County’s share of these funds.

D. AFD RENEWAL

1. **SUBJECT: REFER TO AFD ADVISORY BOARD
 AND PLANNING COMMISSION
 RENEWAL FOR AFD-1, AFD-2, AND AFD-15**

**R-FY-11-
A RESOLUTION REQUESTING THE
AFD ADVISORY COMMITTEE AND
THE PLANNING COMMISSION TO COMMENCE
THE RENEWAL PROCESS FOR AFD-1, AFD-2 AND AFD-15**

WHEREAS, Agricultural and Forestal District-1 (Prices Fork / Toms Creek), Agricultural and Forestal District-2 (Catawba Road), and Agricultural and Forestal District-15 (Taylor Hollow) encompassing a total of 44 landowners and approximately 8,349 acres are scheduled to expire on December 31, 2011; and

WHEREAS, Section 15.2-4311 of the Code of Virginia and Section 2-152 of the Code of Montgomery County provides for the orderly review and renewal of such districts.

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

directs the AFD Advisory Committee and the Planning Commission to commence the review and renewal process as required by Section 15.2-4311 of the 1950 Code of Virginia, as amended, for AFD-1, AFD-2 and AFD-15 and provide the Board of Supervisors with a recommendation as to the renewal of each of these Agricultural and Forestal Districts.

E. APPOINTMENTS

1. SUBJECT: ADJUSTMENT AND APPEALS BOARD

**R-FY-11
ADJUSTMENT AND APPEALS BOARD
REAPPOINT JOEL A. DONAHUE**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Joel A. Donahue** to the **Adjustment and Appeals Board** effective June 26, 2011 and expiring June 25, 2015.

ISSUE/PURPOSE: Reappoint Joel A. Donahue to the Adjustment and Appeals Board.

JUSTIFICATION: At their May 9, 2011 meeting, the Board of Supervisors directed staff to send a letter to Mr. Donahue and ask if he wished to be reappointed to the Adjustment and Appeals Board. He responded that he wished to be reappointed.

**2. SUBJECT: COMMUNITY SERVICES BOARD
REAPPOINT NEAL TURNER**

**R-FY-11
COMMUNITY SERVICES BOARD-
REAPPOINT NEAL TURNER**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Neal Turner** to the **Community Services Board** effective July 1, 2011 and expiring June 30, 2014.

ISSUE/PURPOSE: Reappoint Neal Turner to the Community Services Board.

JUSTIFICATION: At their May 9, 2011 meeting the Board of Supervisors directed staff to ask Mr. Turner if he wished to be reappointed to the Community Services Board. Mr. Turner responded that he wished to be reappointed.

3. SUBJECT: MONTGOMERY-FLOYD REGIONAL LIBRARY BOARD – REAPPOINT ANNE PAGE

R-FY-11
MONTGOMERY-FLOYD REGIONAL LIBRARY BOARD-REAPPOINT ANNE PAGE

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Anne Page** to the **Montgomery-Floyd Regional Library Board** effective July 1, 2011 and expiring June 30, 2015.

ISSUE/PURPOSE: Reappoint Anne Page, a resident of District D, to the Montgomery-Floyd Regional Library Board.

JUSTIFICATION: Ms. Page was first appointed to the Library Board in July 2010 to fill the unexpired term of Joy Foster, deceased. At the Board's May 9, 2011 meeting staff was directed to send a letter to Ms. Page and ask if she wished to be appointed to a full term. Ms. Page responded that she wishes to continue her service as a member of the Library Board. Upon approval of the above listed resolution, this will be Ms. Page's first full-term appointment.

4. SUBJECT: LOCAL YOUTH COUNCIL FOR LOCAL WORKFORCE INVESTMENT BOARD

R-FY-11
LOCAL YOUTH COUNCIL FOR LOCAL WORKFORCE INVESTMENT BOARD REAPPOINT MARY CRITZER

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Mary Critzer** to the **Local Youth Council** for the Local Workforce Investment Board in Local Workforce Investment Area #2 effective July, 1, 2011 and expiring June 30, 2014.

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that employees appointed to boards/commissions /authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

ISSUE/PURPOSE: Nominate Mary Critzer, the County's Human Services Director, for reappointment to the WIA's Local Youth Council.

JUSTIFICATION: This is not an advertised appointment. The Board of Supervisors makes a recommendation (nomination) for appointment and forwards it to the Local Workforce Investment Board for approval. Appointment is for three (3) years, with no term limits.

5. **SUBJECT: TRANSPORTATION SAFETY COMMISSION REAPPOINTMENT**

**R-FY-11
TRANSPORTATION SAFETY COMMISSION
REAPPOINT THE EMERGENCY SERVICES COORDINATOR**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints the **Emergency Services Coordinator** as an ex officio member of the **Transportation Safety Commission** effective June 28, 2011.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

ISSUE/PURPOSE: Reappoint the County's Emergency Services Coordinator to the Transportation Safety Commission.