

**CONSENT AGENDA
NOVEMBER 16, 2011**

A. APPROVAL OF MINUTES

**1. SUBJECT: APPROVAL OF MINUTES DATED JUNE 13
AND JUNE 23, 2011**

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

B. APPROPRIATIONS AND TRANSFERS

**1. SUBJECT: SOCIAL SERVICES FY 12 BUDGET
RECONCILIATION**

**A-FY-12-
SOCIAL SERVICES
FY 12 BUDGET RECONCILIATION**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund appropriation was **reduced** for the fiscal year ending June 30, 2012, for the function and in the amount as follows:

540 Social Services (\$276,829)

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

<u>Revenue Account</u>	
State & Federal	(\$261,552)
451203 General Fund Balance	<u>(\$15,277)</u>
Total	(\$276,829)

Said resolution reconciles Social Services County FY 12 approved budget to State FY 12 budget.

ISSUE/PURPOSE: FY 12 Social Services Reconciliation

JUSTIFICATION: The County budget is adopted prior to the receipt of the state budget allocation for the Department of Social Services. This resolution reconciles the County FY 12 budget to the actual allocation of state funds for the department.

The FY 12 allocation of state and federal dollars was \$261,552 less than the FY 12 County approved budget and requires \$15,277 less in County funds.

The FY 12 County budget for Social Services totals \$6,617,914 and the revised budget totals \$6,341,085, a difference of \$276,829. Of the revised budget, County dollars total \$1,036,610, or 16% of the total.

This resolution makes the necessary adjustments to reflect the actual allocation of dollars received.

2. SUBJECT: CLERK OF CIRCUIT COURT

**A-FY-12-
CLERK OF CIRCUIT COURT
TECHNOLOGY TRUST FUND**

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, 2012, for the function and in the amount as follows:

251	Clerk of Circuit Court	\$57,908
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
02250-423100 Shared Expenses	\$57,908

Said resolution appropriates Technology Trust fund monies to cover information technology costs in the Clerk's Office.

ISSUE/PURPOSE: Appropriate Technology Trust funds.

JUSTIFICATION: This resolution appropriates Technology Trust fund monies to cover the cost of maintenance and support for the Clerk's land records system.

**3. SUBJECT: ECONOMIC DEVELOPMENT
TRANSFER FROM CAPITAL RESERVES**

**A-FY-12-
ECONOMIC DEVELOPMENT
TRANSFER FROM CAPITAL RESERVE TO
THE FALLING BRANCH CORPORATE PARK**

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, 2012, for the function and in the amount as follows:

451209 Transfer to County Capital Projects \$77,000

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

451205 Capital Reserve Funds \$77,000

BE IT FURTHER RESOLVED, That the County Capital Projects fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2012 for the function and in the amount as follows:

128101FB Falling Branch Corporate Park Project \$77,000

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

451100 Transfer from General Fund \$77,000

Said resolution appropriates capital reserve funds to cover the cost of rock blasting at the Falling Branch Corporate Park.

ISSUE/PURPOSE: Transfer funds from the Capital Reserve to the Falling Branch Corporate Park storm water management facility project.

JUSTIFICATION: While completing the Falling Branch Corporate Park storm water management facility project, rock was encountered that required blasting for removal. The additional cost of excavation is \$97,000. The remaining funds available for this project total \$20,000. This resolution appropriates the additional \$77,000 needed to complete the project. Funding appropriated to date totals \$340,794 and with this appropriation will increase to \$417,794

4. SUBJECT: SHERIFF – GRANT APPROPRIATION AND TRANSFER FROM GENERAL CONTINGENCIES (Balance in General Contingencies before approval of this Resolution is \$ 311,094)

**A-FY-12-
SHERIFF
GRANT APPROPRIATION AND
TRANSFER FROM GENERAL CONTINGENCIES**

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, 2012 for the function and in the amount as follows:

321 Sheriff Grants	\$66,170
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The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>	
424401 State Grants	\$34,670
434401 Federal Grants	<u>\$31,500</u>
Total	\$66,170

BE IT FURTHER RESOLVED, That a transfer of appropriation within the General Fund is hereby authorized, as follows:

<u>FROM:</u>	
950 General Contingencies	(\$3,500)

<u>TO:</u>	
321 Sheriff Grants	\$3,500

Said resolution appropriates monies from two state DMV grants and one Federal Byrne Justice Assistance Grant and transfers the local match from General Contingencies.

ISSUE/PURPOSE: Appropriate grant funds for the Sheriff’s Office.

JUSTIFICATION: This resolution appropriates two DMV grants. The *Selective enforcement-alcohol grant* (\$31,420) will be used for overtime and police equipment supplies; The *Blue Ridge Regional DUI Taskforce grant* (\$3,250) will be used for overtime funds. There is no match required for these funds.

This resolution also appropriates \$31,500 from a federal Byrne Justice Assistance Grant and transfers the local match requirement of \$3,500 from General Contingencies. These funds are one-time equipment funds for Operation MERC – Methamphetamine Enforcement Response and Control.

5. SUBJECT: COUNTY ATTORNEY – TRANSFER FROM GENERAL CONTINGENCIES

COUNTY ATTORNEY: TRANSFER FROM GENERAL CONTINGENCIES (Balance in General Contingencies before approval of this Resolution is \$ 307,594)

**A-FY-12-
COUNTY ATTORNEY
TRANSFER FROM GENERAL CONTINGENCIES**

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

FROM:

950 General Contingencies (\$15,000)

TO:

120 County Attorney \$15,000

Said resolution transfers funds from General Contingencies to the County Attorney to cover the cost of professional services.

ISSUE/PURPOSE: Transfer of General Contingencies.

JUSTIFICATION: This resolution transfers \$15,000 from general contingencies to provide the funding necessary to cover the cost of professional services for the County Attorney. Sufficient funds do not exist in the budget to cover these costs.

6. SUBJECT: COUNTY CAPITAL PROJECTS TRANSFER

**A-FY-12-
COUNTY CAPITAL PROJECTS TRANSFER
TO FIRE AND RESCUE PROJECTS**

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

<u>FROM:</u>		
123301	Fire and Rescue Projects	(\$579,228)
<u>TO:</u>		
123302LM	Long Shop McCoy Rescue Ambulance Replacement	\$164,000
123302SV	Shawsville Rescue Ambulance Replacement	\$176,458
123302BB	Blacksburg Rescue Ambulance Replacement	\$164,000
123301LM	Long Shop McCoy Fire First Responder Replacement	\$ 74,770
	Total	\$579,228

Said resolution transfers appropriated CIP funds from Undesignated Fire and Rescue Projects to specific projects and equipment purchases approved by the Fire and Rescue Commission.

ISSUE/PURPOSE: Allocate Fire and Rescue Undesignated Capital Funds.

JUSTIFICATION: The Fire and Rescue Commission requests the unallocated funds be distributed as shown above. The remaining balance of the FY 12 Fire and Rescue capital allocation after this transfer is \$8,094.

C. SPECIAL USE PERMIT

1. SUBJECT: SPECIAL USE PERMIT EXTENSION

**R-FY-12-
A RESOLUTION EXTENDING THE AUTHORIZATION PERIOD FOR
SPECIAL USE PERMIT R-FY-10-187 AN ADDITIONAL YEAR
FOR SUBSTANTIAL CONSTRUCTION TO OCCUR
OAK FOREST MHP, LLC**

WHEREAS, On June 14, 2010, the Board of Supervisors granted Oak Forest MHP, LLC, Special Use Permit R-FY-10-187 for the purpose of amending the special use permit issued on February 23, 2004, by allowing additional units to be added to the development; and

WHEREAS, Section 10-54(3)(j) states that a Special Use Permit shall be void after two (2) years unless substantial construction has taken place, however, the Board of Supervisors may extend authorization for an additional one year upon request of the applicant; and

WHEREAS, Oak Forest MHP, LLC, has requested the Board of Supervisors to extend the period under the Special Use Permit one additional year in order to provide additional time to begin substantial construction.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby agrees to extend the authorization period of Special Use Permit R-FY-10-187 for an additional year for substantial construction to occur.

ISSUE/PURPOSE: Special Use Permit extension.

JUSTIFICATION: The owner of Oak Forest MHP requests an extension of their Special Use Permit approved by the Board of Supervisors on June 14, 2010 in order to have additional time for substantial construction to occur. See TAB **D**.

D. VDOT

**1. SUBJECT: VIRGINIA DEPARTMENT OF
TRANSPORTATION – REVENUE SHARING
FUNDS FOR FY 13**

**R-FY-12-
RESOLUTION APPROVING THE AMENDED APPLICATION FOR
VDOT REVENUE SHARING FUNDS FOR FY 2013**

WHEREAS, The Revenue Sharing Program allows the Virginia Department of Transportation (VDOT) to provide state funds to match local funds for the construction, maintenance, or improvement of primary and secondary highways; and

WHEREAS, On October 24, 2011, the County of Montgomery Board of Supervisors adopted Resolution R-FY-12-46 approving the application for VDOT Revenue Sharing seeking \$2,682,500 through the VDOT Fiscal Year 2013 Revenue Sharing Program for the two below referenced road project; and

WHEREAS, The estimates to construct and/or design the two below referenced road projects have been refined resulting in an increase in the estimated cost thus warranting the need to request an increased allocation of funds through the VDOT Revenue Sharing Program; and

WHEREAS, The County of Montgomery Board of Supervisors desires to submit an amended application requesting an allocation of funds of \$3,530,000 in state funds through the VDOT Fiscal Year 2013 Revenue Sharing Program to be matched by local funds in the amount of \$3,530,000 to be provided by the developers requesting these road improvements; and

WHEREAS, The \$3,530,000 in state funds to be matched with the \$3,530,000 provided locally is to fund the following road projects:

1. Connector road from Bain’s Chapel (SR 665) to Tyler Road (SR 600) and a round-about at the intersection of Bain’s Chapel and Tyler Road in the amount of \$2,887,500 in state funds and \$2,887,500 in local funds.

2. Realignment of Meadow Creek Road (SR 658) and cul-de-sac at the termination of Barn Road in the amount of \$642,500 in state funds and \$642,500 in local funds.

NOW, THEREFORE, BE IT RESOLVED, That the County of Montgomery Board of Supervisors hereby supports this amended application for an allocation of \$3,530,000 through the Virginia Department of Transportation Revenue Sharing Program to be matched with local funds of \$3,530,000 to be provided by the developers requesting the two referenced road improvements.

BE IT FURTHER RESOLVED, That the Board of Supervisors shall, upon further analysis, determine whether to have VDOT administer the two projects or choose to locally administer these projects.

ISSUE/PURPOSE: Amend resolution adopted October 24, 2011 approving the application of revenue sharing funds for FY 2013.

JUSTIFICATION: The estimates to construct and/or design the two road projects have been refined resulting in an increase in the estimated cost thus warranting the need to request an increased allocation of funds through the VDOT Revenue Sharing Program.

E. APPOINTMENTS

1. SUBJECT:

**FIRE AND RESCUE COMMISSION-
APPOINT CAPTAIN JOE COYLE-
CHRISTIANSBURG RESCUE SQUAD**

**R-FY-12-
FIRE AND RESCUE COMMISSION-
APPOINT CAPTAIN JOE COYLE-CHRISTIANSBURG RESCUE SQUAD**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Captain Joe Coyle** to represent the Christiansburg Rescue Squad on the **Fire and Rescue Commission** effective November 17, 2011 and expiring February 28, 2014.

BE IT FURTHER RESOLVED, That appointment of members of the volunteer Rescue Squad is contingent upon active membership of the Rescue Squad.

Said appointment fills the unexpired term of Captain Kelly Walters, retired.

ISSUE/PURPOSE: Appointment of Joe Coyle to the Fire and Rescue Commission.

2. SUBJECT:

**BOARD OF ZONING APPEALS-
DAVID MOORE**

**R-FY-12-
BOARD OF ZONING APPEALS
DAVID MOORE**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby recommends to the Circuit Court Judge the appointment of **David Moore** to the **Board of Zoning Appeals** effective November 17, 2011 and expiring November 16, 2016.

ISSUE/PURPOSE: Recommend the appointment of David Moore to the Board and Zoning Appeals.