

**CONSENT AGENDA
December 12, 2011**

A. APPROVAL OF MINUTES

1. SUBJECT: APPROVAL OF MINUTES DATED JULY 11, 2011

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

B. APPROPRIATIONS AND TRANSFERS

1. SUBJECT: COMMONWEALTH'S ATTORNEY

**A-FY-12-
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, 2012, for the function and in the amount as follows:

200	Commonwealth's Attorney	\$834
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
419104	Confiscations	\$834

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

ISSUE/PURPOSE: 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 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: SHERIFF – RECOVERED COSTS**

**A-FY-12-
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, 2012, for the function and in the amount as follows:

310	Sheriff Comp Board	\$ 3,771
320	Sheriff County	\$69,224
322	Sheriff Project Lifesaver	<u>\$ 755</u>
	Total	\$73,750

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

<u>Revenue Account</u>		
419108	Recovered Costs	\$68,229
419104	Confiscations	\$ 4,766
424401	Project Lifesaver	<u>\$ 755</u>
	Total	\$73,750

Said resolution appropriates recovered costs, asset forfeiture funds and Project Lifesaver funds for use by the Sheriff's Office.

ISSUE/PURPOSE: Sheriff recovered costs, asset forfeiture, and Project Lifesaver funds.

JUSTIFICATION: This resolution appropriates:

- Recovered costs for employee meals (\$429), restitution (\$824), overpayments (\$51), lease payments (\$500), security work (\$63,631), extraditions (\$2,519), and donations (\$275).
- Monies (\$4,766) seized in cases investigated by the Montgomery County Sheriff's Office and/or the Drug Task Force. These funds must be used for law enforcement purposes only and may not be used to supplant existing funding.
- Project Lifesaver funds (\$755). Project Lifesaver is a program available to Montgomery County citizens for persons who are receiving in-home care.

3. **SUBJECT: BOARD OF SUPERVISORS**

**A-FY-12-
BOARD OF SUPERVISORS**

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:

100	Board of Supervisors	\$7,000
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

02- 451203	Undesignated Fund Balance	\$7,000
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Said resolution appropriates Board of Supervisors funds that remained at June 30, 2011 for IPADs

ISSUE/PURPOSE: Funding for IPADs

JUSTIFICATION: In order to improve the preparation and administration of Board of Supervisors agendas and meetings, IPADs will be utilized by Board members and staff to provide electronic agendas. This resolution appropriates funding to provide nine IPADs and supporting equipment and supplies. Funds remaining in the BOS budget as of June 30, 2011 are sufficient to cover these costs.

4. **SUBJECT: ECONOMIC DEVELOPMENT**

**A-FY-12-
ECONOMIC DEVELOPMENT
REIMBURSEMENT FOR COSTS ASSOCIATED WITH
THE OBMS DEMOLITION AND ELLISTON LAFAYETTE ELEMENTARY
SCHOOL ASBESTOS REMOVAL**

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	\$40,902
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The source of funds for the foregoing appropriation is as follows:

451205 Designated Fund Balance – Capital Reserve \$40,902

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

810 Economic Development Capital Projects \$40,902

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

451100 Transfer from General Fund \$40,902

Said resolution appropriates funds from the Capital Reserve to County Capital Projects to cover the cost of finishing the demolition of Old Blacksburg Middle School (OBMS), asbestos removal and testing at Elliston LaFayette Elementary School.

ISSUE/PURPOSE: Reimbursement of funds to the EDA.

JUSTIFICATION: This resolution appropriates \$40,902 for the reimbursement to the EDA for the following:

Stone as required by the Town of Blacksburg to finish the demolition of (OBMS) \$27,402

Lead & asbestos removal and testing at Elliston LaFayette Elementary School \$13,500

These costs were paid by the Economic Development Authority and will be reimbursed to them following this appropriation.

5. **SUBJECT: ECONOMIC DEVELOPMENT
 GOVERNOR’S OPPORTUNITY FUND**

**A-FY-12
ECONOMIC DEVELOPMENT
GOVERNOR’S OPPORTUNITY FUND
BACKCOUNTRY.COM PROJECT**

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:

810 Economic Development \$300,000

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

424500 Governor's Opportunity Funds \$300,000

Said resolution appropriates the Governor's Opportunity Fund proceeds for payment to BackCountry.com.

ISSUE/PURPOSE: Governor's Opportunity Fund.

JUSTIFICATION: This resolution appropriates \$300,000 Governor's Opportunity Fund proceeds to cover incentives provided by the Commonwealth to BackCountry.com.

C. EASEMENTS

1. SUBJECT: AEP EASEMENT – BLACKSBURG HIGH SCHOOL

**R-FY-12-
RESOLUTION GRANTING A UTILITY EASEMENT
TO APPALACHIAN POWER COMPANY
FOR THE NEW BLACKSBURG HIGH SCHOOL PROPERTY**

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby authorizes the conveyance of a right-of-way easement across property owned by Montgomery County, identified as Tax Parcel #283-1-6 located at 3901 Prices Fork Road, Blacksburg, Va., to Appalachian Power Company to provide temporary power to service construction trailers at the new Blacksburg High School site.

BE IT FURTHER RESOLVED, That the Chair of the Board of Supervisors is hereby authorized to execute the above referenced right-of-way easement to Appalachian Power Company on behalf of the Board of Supervisors.

ISSUE/PURPOSE: Grant Appalachian Power Company an easement at the new Blacksburg High School site.

JUSTIFICATION: Branch and Associates has started using construction trailers at the new Blacksburg High School site. An easement is needed to provide electricity to the construction site. An additional easement will be required at a later date to provide electricity to the new school facility. See TAB C for a copy of the easement.

2. **SUBJECT: AEP EASEMENT – NEW AUBURN HIGH SCHOOL SITE**

**R-FY-12-
RESOLUTION GRANTING A UTILITY EASEMENT
TO APPALACHIAN POWER COMPANY
FOR THE NEW AUBURN HIGH SCHOOL PROPERTY**

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby authorizes the conveyance of a right-of-way easement across property owned by Montgomery County, identified as Tax Parcel #119-A-37A and 119-A-43A, located in Riner Va., to Appalachian Power Company to install underground power lines at the new Auburn High School site.

BE IT FURTHER RESOLVED, That the Chair of the Board of Supervisors is hereby authorized to execute the above referenced right-of-way easement to Appalachian Power Company on behalf of the Board of Supervisors.

ISSUE/PURPOSE: Grant Appalachian Power Company an easement at the new Auburn High School site.

JUSTIFICATION: An easement is needed to replace the overhead power lines with underground lines at the new Auburn High School site. See TAB **D** for a copy of the easement.

D. FIRE AND RESCUE

1. **SUBJECT: VIRGINIA LINE OF DUTY ACT
RECOGNIZING LOCAL FIRE
DEPARTMENTS AND RESCUE SQUADS**

**R-FY-12-
RESOLUTION RECOGNIZING LOCAL
VOLUNTEER FIRE DEPARTMENTS AND RESCUE SQUADS
IN ORDER TO BE COVERED BY THE VIRGINIA LINE OF DUTY ACT**

WHEREAS, Pursuant to Section 9.1-801 of the Code of Virginia, a governing body must recognize all fire departments and rescue squads as an integral part of the official safety program of such governing body in order for the members of the fire departments and rescue squads to be covered by the Commonwealth of Virginia's Line of Duty Act.

NOW, THEREFORE BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby recognizes the following entities:

Riner Volunteer Fire Department
Riner Volunteer Rescue Squad
Elliston Volunteer Fire Department
Shawsville Volunteer Rescue Squad
Longshop/McCoy Volunteer Fire Department
Longshop/McCoy Volunteer Rescue Squad

to be integral parts of the County's public safety program and as such, they are covered by the Virginia Line of Duty Act.

ISSUE/PURPOSE: Recognition of volunteer fire departments and rescue squads.

JUSTIFICATION: The Line of Duty Act provides death and disability benefits for state and local public safety officers or their beneficiaries due to death or disability resulting from the performance of duties. The Act requires governing bodies specifically recognize fire departments and rescue squads as integral parts of the official public safety program. This resolution provides that documentation.

E. APPOINTMENTS

1. **SUBJECT: NEW RIVER VALLEY EMERGENCY COMMUNICATIONS REGIONAL AUTHORITY**

**R-FY-12-
NEW RIVER VALLEY
EMERGENCY COMMUNICATIONS
REGIONAL AUTHORITY APPOINTMENT**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **F. Craig Meadows** to the **New River Valley Emergency Communications Regional Authority**, and **L. Carol Edmonds** as his alternate, effective January 1, 2012 and expiring December 31, 2013.

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 Administrator to the New River Valley Emergency Communications Regional Authority, and appoint the Assistant County Administrator as his alternate.

JUSTIFICATION: Initial term should be three (3) years. This appointment will be for two years in order to comply with the 3-year initial term.

**2. SUBJECT: SOCIAL SERVICES BOARD-
REAPPOINT CAROLINE CRIST**

**R-FY-12-
SOCIAL SERVICES BOARD
REAPPOINT CAROLINE CRIST**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Caroline Crist** to the **Social Services Board** effective December 18, 2011 and expiring December 17, 2015.

ISSUE/PURPOSE Reappoint Caroline Crist for a second term on the Social Services Board.

JUSTIFICATION: As directed by the BoS, staff sent a letter to Ms. Crist and asked if she was interested in reappointment to the Social Services Board. Ms. Crist responded that she wishes to be reappointed.