

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 22nd DAY OF OCTOBER, 2012 AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	James D. Politis	-Chair
	William H. Brown	-Vice Chair
	Mary W. Biggs	-Supervisors
	Gary D. Creed	
	Matthew R. Gabriele	
	Annette S. Perkins	
	Christopher A. Tuck	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Karen Edmonds	-Human Resources Director
	Steve Sandy	-Planning Director
	Ruth Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors

CALL TO ORDER

The Chair called the meeting to order.

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATIONS – COUNTY EMPLOYEE RETIREES

The Board presented Certificates of Appreciation to the following County Employees who retired from Montgomery County:

Sheriff's Department:

Sharon Brown	22 years
Dennis Rakes	30 years
Deborah Aliff	35 years

Commissioner of the Revenue:

Alice Jones 34 years

Inspections:

Maragret Johnson (deceased) 31 years of Service with the County's Inspection Department. The Certificate of Appreciation was presented to Ms. Johnson's family.

PUBLIC ADDRESS

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

CONSENT AGENDA

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously, the Consent Agenda dated October 22, 2012 was approved. The vote was as follows:

AYE

Gary D. Creed
Annette S. Perkins
William H. Brown
Mary W. Biggs
Christopher A. Tuck
Matthew R. Gabriele
James D. Politis

NAY

None

Approval of Minutes

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously, the minutes dated July 9, 2012 were approved.

Schedule Public Hearing

R-FY-13-39
RESOLUTION SCHEDULING A PUBLIC HEARING ON A PROPOSED ORDINANCE
AMENDING SECTION 2, ENTITLED OVERSIGHT
OF THE ORGANIZATIONAL COOPERATIVE AGREEMENT BETWEEN
MONTGOMERY COUNTY AND THE TOWNS OF BLACKSBURG AND
CHRISTIANSBURG FOR THE CREATION AND IMPLEMENTATION
OF THE JOINT TOURISM PROGRAM TO
CLARIFY THE ROLES OF THE OPERATING BOARD AND
THE DIRECTOR OF TOURISM

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby agrees to schedule a public hearing for Wednesday, November 14, 2012, at 7:00 p.m., or as soon thereafter, in the Board Chambers of the Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia for the purpose of receiving comments on the proposed Ordinance Amending Section 2, Entitled Oversight of the Organizational Cooperative Agreement Between Montgomery County and The Towns Of Blacksburg and Christiansburg for the Creation and Implementation of the Joint Tourism Program to Clarify the Roles of the Operating Board and the Director of Tourism.

Appropriations and Transfers

**A-FY-13-37
TRANSFER FROM CAPITAL RESERVE
TO COUNTY CAPITAL PROJECTS**

On a motion by Mary W. Biggs, seconded by William H. Brown 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, 2013, for the function and in the amount as follows:

451209	Transfer to County Capital Projects	\$20,000
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The source of funds for the foregoing appropriation is as follows:

451205	Designated Fund Balance – Capital Reserve	\$20,000
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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, 2013 for the function and in the amount as follows:

121101C	Building C Project	\$20,000
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The source of funds for the foregoing appropriation is as follows:

451100	Transfer from General Fund	\$20,000
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Said resolution appropriates funds from the Capital Reserve for the one-time cost of a noise reduction control system in Building C.

A-FY-13-38
PUBLIC HEALTH DEPARTMENT
TRANSFER FROM GENERAL CONTINGENCIES

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

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

<u>FROM:</u>		
960	Special Contingencies	(\$21,165)
950	General Contingencies	<u>(\$12,662)</u>
	Total	(\$33,827)

<u>TO:</u>		
530	Public Health Department	\$33,827

Said resolution transfers funds from General and Special Contingencies to the Public Health Department for the County's match requirement for state funding.

A-FY-13-39
SHERIFF –STREET CRIME UNIT
TRANSFER FROM GENERAL CONTINGENCIES

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

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

<u>FROM:</u>		
950	General Contingencies	(\$10,200)

<u>TO:</u>		
320	Sheriff County	\$10,200

Said resolution transfers funds from General Contingencies to the Sheriff's Office to cover the costs to lease office space for the Sheriff's street crimes unit.

A-FY-13-40
SHERIFF – RECOVERED COSTS

On a motion by Mary W. Biggs, seconded by William H. Brown 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, 2013, for the function and in the amount as follows:

320 Sheriff County	\$10,379
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
419108 Recovered Costs	\$10,379

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

R-FY-13- 40
A RESOLUTION APPROVING THE CONVEYANCE OF
A RIGHT OF WAY EASEMENT TO APPALACHIAN POWER COMPANY
FOR ELECTRICAL SERVICE FOR THE NEW AUBURN HIGH SCHOOL

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, Due to the construction of the new Auburn High School project, Appalachian Power needs a new right-of-way easement to construct the underground power line that will provide electrical service to the New Auburn High School; and

WHEREAS, To accommodate this new underground line Appalachian Power Company has requested a right-of-way easement from the Board of Supervisors of the County of Montgomery, Virginia, across Parcel No. 119-A-37A as shown on the Easement Agreement dated September 27, 2012 ("the Easement Agreement"); and

WHEREAS, The Board of Supervisors of the County of Montgomery desires to grant Appalachian Power Company the required right-of-way easement as shown on the Easement Agreement to bring electrical underground service for the New Auburn High School and authorizes the Chair, James D. Politis, to sign the said Easement Agreement on behalf of the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby agrees to convey a right-of-way easement to Appalachian Power as shown on the Easement Agreement on Tax Parcels 119-A-37A; and

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby authorizes James D. Politis, Chair, to sign the said Easement Agreement on behalf of the Board of Supervisors of the County of Montgomery, Virginia.

R-FY-13-41
A RESOLUTION APPROVING THE CONVEYANCE OF
A RIGHT OF WAY EASEMENT TO APPALACHIAN POWER COMPANY
FOR ELECTRICAL SERVICE FOR THE NEW BLACKSBURG HIGH SCHOOL

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, Due to the construction of the new Blacksburg High School project, Appalachian Power needs a new right-of-way easement to construct the underground power line that will provide electrical service to the New Blacksburg High School; and

WHEREAS, To accommodate this new underground line Appalachian Power Company has requested a right-of-way easement from the Board of Supervisors of the County of Montgomery, Virginia, across Parcel No. 283-1-6 as shown on the Easement Agreement dated September 27, 2012 (“the Easement Agreement”); and

WHEREAS, The Board of Supervisors of the County of Montgomery desires to grant Appalachian Power Company the required right-of-way easement as shown on the Easement Agreement to bring electrical underground service for the New Blacksburg High School and authorizes the Chair, James D. Politis, to sign the said Easement Agreement on behalf of the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby agrees to convey a right-of-way easement to Appalachian Power as shown on the Easement Agreement on Tax Parcels 283-1-6; and

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby authorizes James D. Politis, Chair, to sign the said Easement Agreement on behalf of the Board of Supervisors of the County of Montgomery, Virginia.

INTO WORK SESSION

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

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

1. Tax Relief for the Elderly and Disabled
2. Reserve Funds Update
3. Revenue Sharing Funds for FY 2013-2014
4. Legislative Priorities
5. FY 2014 Budget Calendar Discussion

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
William H. Brown	
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
James D. Politis	

Tax Relief for the Elderly and Disabled

Deputy County Administrator Carol Edmonds gave a presentation on the County's Tax Relief program for the Elderly and Disabled. Ms. Edmonds reported that the State changed the State Code pertaining to the Tax Relief program as follows:

- Changes in state law allow localities increased flexibility in defining program requirements.
- Income and asset limits are no longer set by the state and can be set locally.
- The locality may now exclude all or a portion of certain sources of income or assets in determining the limits for annual income and net financial worth.
- Localities may also extend tax relief to include dwellings that are jointly owned by individuals all of whom are not 65 or totally disabled.

Ms. Edmonds reported that meetings were held with the Commissioner of the Revenue and Town representatives to review data concerning costs, program changes and home values. Both towns offer a tax relief program and have maintained the same limits as the County to reduce confusion among citizens about the program.

The Tax Relief cost for the County and Towns have increased slightly every year. The tax relief cost by area for 2012 is as follows:

Blacksburg	\$75,618
Christiansburg	\$299,033
Montgomery County	<u>\$391,294</u>
Total	\$765,945

Ms. Edmonds stated for 2013 the only proposed changes to the program is to address the 1.7% Social Security increase for 2013 by increasing the income limits accordingly. This increase is to prevent existing recipients from losing their benefits. The change to the income limits is as follows:

<u>2012</u>	<u>2013 Proposed</u>	<u>Relief</u>
\$0-\$32,000	\$0-\$32,600	100%
\$32,001-\$40,000	\$32,601-\$40,800	60%
\$40,001-\$50,000	\$40,801-\$51,000	40%

No changes to the asset limits or other program factors are recommended for this year. This would allow time to evaluate the growth trend in the program in a year where no significant program changes have been made.

If the Board agrees with the recommended change, a resolution to schedule a public hearing on the agenda for action tonight. The public hearing will be held November 14, 2012 and the vote on the ordinance will take place on November 26, 2012.

Reserve Funds Update

Deputy County Administrator Carol Edmonds provided an update on the County Reserve Funds as follows:

USE OF ONE TIMES FUNDS

During the FY 13 budget process, staff made the following recommendations for the use of the “windfall” dollars:

Recommended Allocation of "Windfall" Dollars

One time Budget Requests	\$1,148,610	(Funding has been appropriated July 9, 2012)
Capital Reserve	\$1,000,000	
Facilities Maintenance Reserve	\$ 750,000	
Fuel Reserve	\$ 200,000	
Compensatory Time Reserve	\$ 50,000	
Animal Shelter	<u>\$1,000,000</u>	
Total	\$4,148,610	

On July 9, 2012, two resolutions were adopted by the Board appropriating the one-time money for budget requests. One resolution was for \$398,610 for County requests and a second resolution was for \$750,000 for school requests.

On March 1, 2012 a presentation was made regarding the amount in the reserves at that time. The chart below shows these reserves with the recommended additions from the windfall. No action regarding the recommendation for adding these amounts to the reserves has been taken.

WINDFALL ESTIMATE AT 87 CENTS

<u>Reserves</u>	<u>Current</u>	<u>Recommended Windfall**</u>	<u>Total</u>
Debt Service*	700,000		700,000
Capital	500,000	1,000,000	1,500,000
Landfill	250,000		250,000
Facilities	723,000	750,000	1,473,000
Technology	143,213		143,213
Auto Graveyard	121,033		121,033
Rainy Day	1,000,000		1,000,000
Revenue Sharing-VDOT	51,500		51,500
Fuel Reserve		200,000	200,000
Comp Time Reserve -Sheriff		50,000	50,000
Animal Shelter Reserve		1,000,000	1,000,000
Totals	\$3,488,746	\$3,000,000	\$6,488,746

Notes

*earmarked to shave debt in FY 13

** In addition to the \$1,148,610 recommended to fund one-time items for County and schools

On August 13, 2012 a presentation was provided on the actual revenue collections as of June 30, 2012 vs. the initial estimates. It was noted that \$1.6 million in unanticipated revenue was collected over and above the estimate. However, these monies are included in the FY 13 budget.

The history of undistributed funds at year end is:

2009 \$4.5 million

2010 \$2.8 million

2011 \$4.1 million

2012 \$5.6 million (includes the \$1.6 m above the estimate that is included in the FY 13 Budget)

Issues for the use of undistributed funds:

- Roads -to date, consensus to use \$335,000 (There is currently \$51,500 remaining from completed road projects.)
- Reassessment -estimated cost range \$600,000 to \$700,000

The County Administrator commented at this time that Board members asked where funding would come from if they decided to submit an application for VDOT revenue sharing funds. Funding would come from the one-time monies.

Board members discussed the various maintenance needs for the County and School facilities. A few of the County maintenance needs discussed were as follows:

- Animal Shelter
- Sheriff's Office and Jail
- New River Valley Juvenile Detention Home

Board members stated that there are more maintenance issues than funding. Supervisor Gabriele stated it would be helpful for staff to identify 10 critical maintenance issues in the County.

Revenue Sharing Funds for FY 2013-2014

The County Administrator reported at the October 9, 2013 meeting, a list with potential FY 14 Revenue Sharing projects was provided to Board members. The deadline to submit an application for revenue sharing funds is November 2, 2012.

Staff was instructed to provide additional information as to the number of residents served and the number of vehicles per day for the roads on the potential list. This information was provided to the Board. The Board discussed the potential projects and commented that it would be beneficial to the County to apply for revenue sharing funding at this time.

Legislative Priorities

Deputy County Administrator Carol Edmonds reported that the Board annually adopts their legislative priorities. A resolution adopting the 2013 Legislative Priorities is listed under New Business for consideration. Ms. Edmonds also distributed a chart showing the County's funding increase for Constitutional Officers since 2000. The chart below shows the percent of increases in County funding:

	County Funding	
	<u>Year 2000</u>	<u>Year 2013</u>
Sheriff	23%	68%
Clerk of Court	28%	48%
Commonwealth's Attorney	11%	42%
Commissioner of the Revenue	72%	89%
Treasurer	72%	89%
Social Services	13%	22%
Library	83%	89%
Public Schools	44%	48%

The Board reviewed the 2013 Legislative Priorities resolution and requested several structural changes.

FY 2014 Budget Calendar Discussion

The County Administrator provided a draft copy of the FY 2014 Budget Calendar as follows:

January 2013

14 7:00 PM Public Hearing for citizen input.
28 7:00 PM Budget work session - Revenue Estimates.

February 2013

11 7:00 PM Presentation of school budget.

March 2013

1 Proposed Budget document delivered to Board of Supervisors.
4 5:30 PM Presentation of the FY 2014 Proposed Budget. (Special Meeting)
18 7:00 PM Budget work session; establish advertised tax rate and advertised budget.
28 6:00 PM (Special Meeting)
Public Hearing on advertised tax rate and budget. (Special Meeting)

April 2013

15 7:00 PM Adopt budget and establish tax rate. (Special Meeting)

The County Administrator pointed out that the dates were flexible, to an extent, and more work sessions could be added if the Board or staff felt the need. With several Board members having a conflict with the March 28th date for the public hearing staff will look at other potential dates for the public hearing.

By consensus, the Board agreed to the proposed budget calendar as presented, with the understanding a new date for the public hearing on the advertised real estate tax rate and proposed budget will be scheduled.

OUT OF WORK SESSION

On a motion by William H. Brown, 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:

<u>AYE</u>	<u>NAY</u>
William H. Brown	None
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
Annette S. Perkins	
James D. Politis	

R-FY-13-47
RESOLUTION TO ESTABLISH
AN ANIMAL SHELTER RESERVE

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

WHEREAS, The Board of Supervisors recognized the need for a new Animal Control Shelter in Montgomery County; and

WHEREAS, In 2008 the Board of Supervisors authorized a feasibility study to accurately examine the current status of its present animal facility and operations; and

WHEREAS, A Needs Assessment, Feasibility, and Building Program Study was conducted by Shelter Planners of America and a final report was issued in 2009; and

WHEREAS, It was determined that a new shelter is urgently needed to replace the deteriorated, unhealthy conditions in the present outdated facility; and

WHEREAS, The Board of Supervisors is committed to serving the citizens of Montgomery County and providing an adequate facility to house animals; and

WHEREAS, The Board of Supervisors desires to establish an Animal Shelter Reserve Fund with \$1,000,000 from monies from the real estate tax rate increase windfall in June 2012.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby establishes an Animal Shelter Reserve Fund with an amount of \$1,000,000.

The vote on the forgoing resolution was as follows:

AYE

Matthew R. Gabriele
Mary W. Biggs
William H. Brown
Annette S. Perkins
Gary D. Creed

NAY

Christopher A. Tuck
James D. Politis

RECESS

The Board took a 15 minute recess at 9:00 p.m. and reconvened at 9:15 p.m.

NEW BUSINESS

R-FY-13-42 A RESOLUTION ADOPTING THE COUNTY'S LEGISLATIVE PRIORITIES FOR 2013

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby supports legislation that may be introduced in the 2013 General Assembly session that ends the transfer of state funding shortfalls to localities and the continued shift of services traditionally provided by the state to local government.

The Board further supports legislation that strengthens localities' ability to fund and deliver services to our citizens including:

- ***Ending Unfunded Mandates on Local Government*** by reducing state mandates in proportion to state revenue reductions. Also, shifting the delivery of state services such as transportation should end. **RESPONSIBILITY FOR SECONDARY ROADS SHOULD NOT BE SHIFTED TO LOCALITIES.**
- ***Restoration of Previous State Budget Cuts and Ending Future Reductions*** in the two areas where the state has served as a partner with local government: public education and public safety.
- ***Strengthening the Diversity of Local Revenues by Sharing Income Taxes or Other Revenue Sources in Support of Local Services*** by distributing a percentage of individual income tax revenues, providing the authority to levy a local income tax, or allowing other sources to generate revenue locally for locally delivered services.
- ***Strengthening the County's Revenue Base by Enacting Equal Taxing Authority*** by eliminating the distinction in the taxing authority of Virginia's cities and counties.
- ***Recognizing the State's Role in Funding Quality Education*** by fully funding the state Standards of Quality (SOQ), basing teacher pay raises on actual positions, not just SOQ.
- ***Ensuring 100% of Administrative Funds for the Comprehensive Services Act (CSA)*** and increasing state matching share for all CSA costs.
- ***Providing State Funding for 100% of the Costs of Optical Scan Voting Machines.***
- ***Increasing State Aid to Library System*** and ensuring no new cuts in state aid to the library system.

- ***Processing and Marketing of Industrial Hemp*** Montgomery County supports efforts by all levels of government to allow cultivation, processing and marketing of industrial hemp.
- ***Strengthening the County's Revenue Base by Enacting Legislation to Allow Liquor by the Drink at the I-81 Exit 109 and Exit 128 Interchanges*** We request support for legislation allowing mixed beverage license and sale at the I-81 Exit 109 and Exit 128 Interchanges.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Mary W. Biggs	None
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
Annette S. Perkins	
William H. Brown	
James D. Politis	

**R-FY-13-43
RESOLUTION CONCERNING THE
ADOPTION OF THE STATE BUDGET IN A
TIMELY MANNER**

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, As a local government division of the Commonwealth of Virginia, the Montgomery County Board of Supervisors is required to adopt an annual budget; and

WHEREAS, Montgomery County receives a significant amount of revenue from the Commonwealth of Virginia in order to fund its annual budget; and

WHEREAS, This revenue is created through the adoption of a state budget bill by the House and Senate of the General Assembly and signed by the Governor; and

WHEREAS, During the 2012 legislative session, the General Assembly was unable to adopt a budget in a timely manner, which caused frustration and uncertainty for local government officials and greatly hindered the Montgomery County Board of Supervisors in fulfilling its statutory duty to develop and adopt its own annual budget; and

WHEREAS, The Montgomery County Board of Supervisors believes that, while in session, the General Assembly should concentrate on adopting a state budget before considering any other matters of legislation.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County that the Board strongly implores both the House and Senate of the Commonwealth of Virginia to devote their energies and resources primarily to the budget process and not to consider for adoption any legislative bill or resolution, except for emergency matters or rules of procedure, during a Regular or Special Session of the General Assembly until a current state budget bill has been adopted by both legislative bodies and sent to the Governor for his signature.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Christopher A. Tuck	None
Matthew R. Gabriele	
Gary D. Creed	
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
James D. Politis	

R-FY-13-44
MONTGOMERY COUNTY'S PRIORITIES
FOR THE FY 2013-2018 VDOT SIX-YEAR
ROAD IMPROVEMENT PLAN FOR
INTERSTATE AND PRIMARY ROADS

On a motion by William H. Brown, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Representatives of the Board of Supervisors of Montgomery County, Virginia have attended the Commonwealth Transportation Board's Preallocation hearings for a number of years to express grave concerns relative to conditions on Virginia Route 114 in Montgomery and Pulaski Counties, a major transportation artery serving as an east-west connector through the New River Valley which provides a vital link for daily work-related commuting for thousands of citizens, and the only primary highway serving the Radford Army Ammunition Plant; and

WHEREAS, The residents who live along Route 114 and in the surrounding area have presented petitions with 393 signatures to the Board of Supervisors requesting that the safety of this road be enhanced, including turn lanes and widening of the road; and

WHEREAS, The Board of Supervisors has also expressed concern relative to conditions on Virginia Route 8 in Montgomery and Floyd Counties; and

WHEREAS, Route 8 is a high traffic road with high population growth along its corridor, and provides the only access to Floyd County from Interstate 81 at Christiansburg; and

WHEREAS, At the Exit 114 interchange on I-81 at Route 8, traffic exiting I-81 both north and southbound backs up significantly on the ramps and often approaches the travel lanes of I-81; and

WHEREAS, The Park and Ride Lot at I-81 Exit 118 has reached its capacity due to the increased use of the SmartWay bus, the Megabus, and ride sharing, generating the need for additional parking; and

WHEREAS, The above routes and parking lot have been identified as critically needed projects in order to improve the capacity, condition and efficiency of our regional transportation system; and

WHEREAS, The Board has expressed their desire for the completion of the final phase of the Smart Road project, to provide a direct route for motorists between I-81 and Blacksburg to reduce traffic congestion and enhance safety in the area.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia (“The Board”) emphasizes its continued desire for completion of the above projects and expresses its sincere appreciation to the Commonwealth Transportation Board for recognizing and considering the Board of Supervisors’ comments to the aforementioned projects.

FURTHER, The Board of Supervisors wishes to thank the Commonwealth Transportation Board for the Route 114 New River bridge replacement project that is under construction, reinstatement of the Virginia Route 8 intersection with Fairview Church Road (SR 669) traffic light and turn lane improvements project, and for the inclusion of the Route 460 Interchange near Southgate Drive that is scheduled for construction in 2013.

FURTHER, The Board requests the upgrade of Virginia Route 114 in Montgomery County; this project was previously in the Six-Year Plan and was removed due to funding and it is requested that this project be returned to the Six-Year Road Improvement Plan.

FURTHER, The Board requests the Commonwealth Transportation Board to consider necessary upgrades to improve the safety on U.S. Route 8 from the southern corporation limits in the town of Christiansburg through Montgomery County to the Floyd County line including, but not limited to, bringing the two lanes up to standard width, straightening the numerous dangerous curves and adding shoulders for disabled vehicles to pull onto.

FURTHER, The Board requests the Commonwealth Transportation Board consider necessary upgrades to improve the safety at the Exit 114 interchange on I-81 at Route 8 for traffic exiting I-81 on both north and south exit ramps.

FURTHER, The Board requests the Commonwealth Transportation Board consider necessary upgrades to improve the Park and Ride Lot at I-81 Exit 118 by utilizing the existing right-of-way to provide for a moderate expansion of the lot to provide additional parking spaces.

FURTHER, The Board requests the Commonwealth Transportation Board to consider completing the final phase of the Smart Road project to provide a direct route for motorists between I-81 and Blacksburg to reduce traffic congestion and enhance safety in the area.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Matthew R. Gabriele	None
Gary D. Creed	
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
Christopher A. Tuck	
James D. Politis	

R-FY-13-45
RESOLUTION SCHEDULING A PUBLIC HEARING
AN ORDINANCE AMENDING CHAPTER 2, DIVISION 5, SECTION 2-107
OF THE CODE OF THE COUNTY OF MONTGOMERY, VIRGINIA
ENTITLED TAX EXEMPTION AND DEFERRALS FOR ELDERLY AND
HANDICAPPED BY INCREASING THE INCOME LIMITS
TO BE ELIGIBLE FOR RELIEF

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

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby agrees to schedule a Public Hearing for November 14, 2012 at 7:00 p.m., or as soon thereafter, in the Board Room, Montgomery County Government Center located at 755 Roanoke Street, Christiansburg, Virginia to hear citizen comments on the following proposed ordinance:

An Ordinance Amending Chapter 2, Division 5, Section 2-107 of the Code of the County of Montgomery, Virginia Entitled Tax Exemption and Deferrals for Elderly and Handicapped by increasing the income limits to be eligible for relief.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
James D. Politis	

COUNTY ATTORNEY'S REPORT

The County Attorney reported on the following:

Falling Branch-Merrimac 138kV Transmission Line Update – APCO has reported that the route for the Falling Branch-Merrimac 138kV Transmission Line has been approved by the Hearing Examiner and is ready for submittal to the State Corporation Commission (SCC) for final approval. Montgomery County and Town of Christiansburg officials are in support of the proposed route approved by the Hearing Examiner.

The County Attorney explained that under the Virginia State Code, local Planning Commissions are required to review APCO's proposal to determine if it is in compliance with the local Comprehensive Plan. Planning Commissions may hold a public hearing but are not required to so.

The County Attorney asked the Board of Supervisors if they would like for the Planning Commission hold a public hearing.

Board members stated for sake of transparency they would prefer that the Planning Commission to hold a public hearing on the proposed Falling Branch-Merrimac 138kV Transmission Line.

Supervisor Tuck stated for the record that he will not be able to vote on any action concerning the proposed route as a section of the route will go through property owned by him and family members.

The County Attorney advised that the Board of Supervisors will not have to hold a public hearing or take any formal action on APCO's Falling Branch-Merrimac 138kV Transmission Line project. The State Corporation Commission will approve or deny the project.

By consensus, the Board of Supervisors requested the Planning Commission to hold a public hearing on the proposed Falling Branch-Merrimac 138kV Transmission Line project.

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported on the following:

- New Courthouse: Judge Turk sends his appreciation to the Board of Supervisors regarding the new Montgomery County Courthouse. He has received numerous complements from court staff and citizens on the new Courthouse.
- New Auburn High and Blacksburg High Schools – Tours of the new Auburn and Blacksburg High Schools will be available for elected officials this week and next week.

BOARD MEMBERS REPORTS

Supervisor Creed stated he is in support of submitting an application for FY 2013-2014 VDOT Revenue Sharing Funds. He requested that the last section of Mt. Pleasant Rd (SR 639) be included.

Board members discussed the potential projects that were outlined during the work session earlier in this meeting. They agreed to apply for \$500,000 in revenue funds to be locally matched by \$500,000 for a total of \$1 million.

R-FY-13-46 REVENUE SHARING PROGRAM FOR FY 2013-2014

On a motion by Christopher A. Tuck, seconded by William H. Brown and carried unanimously,

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 improvements of secondary highways; and

WHEREAS, The Montgomery County Board of Supervisors desires to submit an application for an allocation of funds of up to \$500,000 through the Virginia Department of Transportation Fiscal Year 2013-2014 Revenue Sharing Program to be matched on a dollar-for-dollar basis by Montgomery County ; and

WHEREAS, The \$500,000 in state funds to be matched with the \$500,000 provided locally is to fund the following road projects:

1. Pavement Overlay (maintenance) of Old Sourwood Road (SR 717) for 1.0 mile from intersection with Huffville Road (SR 610) in the amount of \$87,500 in state funds and \$87,500 in local funds. This project is located in District D.
2. Pave (new construction) of Blue Springs Road (SR 710) for 0.3 mile from Blue Springs Road (Route 620) to 0.3 miles south of Route 620 in the amount of \$87,500 in state funds and \$87,500 in local funds. This project is located in District D.
3. Spot widening (new construction) of Mt. Pleasant Road (SR 639) in a 0.5 mile section from Archer Road (Route 742) to Split Rail Road (Route 675) in the amount of \$250,000 in state funds and \$250,000 in local funds. This project is located in District C.
4. Reconstruction (new construction) of Brush Creek Road (SR 617) for 0.8 mile section from Pilot Road (Route 615) to Poff School Road (Route 601) in the amount of \$75,000 in state funds and \$75,000 in local funds. This project is located in District D.

WHEREAS, The Board of Supervisors has agreed to appropriate \$500,000 as their share for FY 2013-2014 Revenue Sharing funds, with \$448,500 appropriated from the County's Capital Reserve, and \$51,500 appropriated from the County's Revenue Sharing Reserve.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby supports the applications for an allocation of \$500,000 through the Virginia Department of Transportation Revenue Sharing Program to be matched with local funds of \$500,000 to be provided locally by the County of Montgomery for the above construction and maintenance projects.

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

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
William H. Brown	
Mary W. Biggs	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
James D. Politis	

Board Reports Continued

Supervisor Gabriele attended the School Board meeting where staff provided an update on School Capital Projects. The School Board also addressed budget concerns with a decrease of \$1.5 million due to the employee VRS contribution. Numerous speakers addressed the School Board with concerns about closing of schools.

Supervisor Tuck attended the Planning Commission meeting where the Planning Commission members voted to recommend against allowing chickens in residential areas. Supervisor Tuck believes that a property owner who has large residential zoned parcels should have the right to raise chickens. He asked fellow board members to refer it back to the Planning Commission to revisit the request to allow the keeping of chickens in residential areas.

Shelor Motor Mile Growing the Future Talent Show Supervisor Tuck stated he had the honor to attend the final round of the Shelor Motor Mile Growing the Future Talent Show held at the Christiansburg High School. Area high schools in the New River Valley held local talent show respectively and winners from each school were invited to participate in the finale.

Winners were as follows:

First Place – Christiansburg High School: Quadratonix (Caleb Caldwell, Leah Piemonte, Jessica Watson and Luke Williams), \$2,500 and CHS \$20,000

Second Place – Pulaski County High School: Moriah Hinton, \$1,500 and PCHS \$10,000

Third Place – Radford High School: Sara Davis, \$1,000 and RHS \$5,000

Fourth Place- Blacksburg High School: Megan Carlier , \$500 and BHS \$2,500

Supervisor Tuck asked staff to send a thank you letter to Shelor Motor Mile for hosting the event and donating the money to the winners and their schools.

Supervisor Creed noted that Shelor Motor Mile’s goal is to contribute \$650,000 in scholarships to area schools.

Supervisor Brown commented on the request by the Friends of the Rivers of Virginia to donate the 45 acre parcel to the county for the purpose of a public park. Supervisor Brown stated that due to the strong opposition to a park in the Prices Fork area he could not support this. He stated that when Annie Yates offered it to the County years ago there were a lot of stipulations and the Board at that time felt they did not have the funds or the manpower to maintain a park. He asked if the Board would like to put this issue on a future agenda for discussion under a work session.

Supervisor Gabriele stated that many of the stipulations are no longer attached to the property. One being there is no time limit to build a park. He believes this parcel will be exempt from real estate taxes either by granting a real estate exemption or the property being donated to the Virginia Tech Foundation. He believes the acceptance of this property is an opportunity to build up the parks and recreation in the County. Supervisor Gabriele stated he supports holding a work session to further discuss this matter.

Supervisor Tuck also stated he supports holding a work session on this matter. He understands Supervisor Brown’s position and citizens’ concerns.

The Board was indecisive about holding a future work session and some board members believed action should be taken on the request.

Supervisor Gabriele stated he would make a motion to accept the donation of the 45 acre parcel adjoining Stroubles Creek from the Friends of the Rivers of Virginia for a county park.

Friends of the Rivers of Virginia – Donation of a 45 Arce Parcel for Harvey Lee Price Memorial Park

On a motion by Matthew R. Gabriele, seconded by Christopher A. Tuck, to accept as a donation the 45 acre parcel adjoining Stroubles Creek in the Prices Fork area from the Friends of the Rivers of Virginia for a county park to be named Harvey Lee Price Memorial Park contingent upon the County performing to the County’s sole satisfaction customary due diligence on the Property.

The vote on the forgoing motion was as follows:

AYE

Christopher A. Tuck
Matthew R. Gabriele

NAY

Mary W. Biggs
Gary D. Creed
Annette S. Perkins
William H. Brown
James D. Politis

MOTION WAS DEFEATED.

Supervisors Reports Continued

Supervisor Biggs attended the Library Board Meeting where the Board of Supervisors resolution of commemoration for Margaret Brown Childress was presented to her family. The family gave a moving speech on the importance of the library.

ADJOURNMENT

The Chair declared the meeting adjourned at 10:15 p.m. The Board adjourned to Wednesday, November 14, 2012.

APPROVED _____ ATTEST: _____
James D. Politis F. Craig Meadows
Chair County Administrator