

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 28TH DAY OF MARCH , 2016 AT 6:30 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

| | | |
|----------|---------------------|-------------------------------------------|
| PRESENT: | Christopher A. Tuck | -Chair |
| | Gary D. Creed | -Vice Chair |
| | Mary W. Biggs | -Supervisors |
| | April N. DeMotts | |
| | M. Todd King | |
| | Annette S. Perkins | |
| | Darrell O. Sheppard | |
| | F. Craig Meadows | -County Administrator |
| | L. Carol Edmonds | -Deputy County Administrator |
| | Martin M. McMahon | -County Attorney |
| | Angie Hill | -Financial & Management Services Director |
| | Marc Magruder | -Budget Manager |
| | Ruth Richey | -Public Information Officer |
| | Vickie L. Swinney | -Secretary, Board of Supervisors |

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by Gary D. Creed, seconded by Darrell O. Sheppard and carried unanimously,

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

- Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body
1. Former Blacksburg Middle School Property
 2. Former Blacksburg High School Property

- (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. Parks & Recreation Commission

The vote on the forgoing motion was as follows:

AYE

M. Todd King
Annette S. Perkins
Gary D. Creed
Mary W. Biggs
April N. DeMotts
Darrell O. Sheppard
Christopher A. Tuck

NAY

None

OUT OF CLOSED MEETING

On a motion by M. Todd King, seconded by Darrell O. Sheppard and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the forgoing motion was as follows:

AYE

Annette S. Perkins
Gary D. Creed
Mary W. Biggs
April N. DeMotts
Darrell O. Sheppard
M. Todd King
Christopher A. Tuck

NAY

None

CERTIFICATION OF CLOSED MEETING

On a motion by Darrel O. Sheppard, seconded by Mary W. Biggs and carried unanimously,

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

Gary D. Creed
Mary W. Biggs
April N. DeMotts (for time present)
Darrell O. Sheppard
M. Todd King
Annette S. Perkins
Christopher A. Tuck

NAYS

None

ABSENT DURING VOTE

None

ABSENT DURING MEETING

None

Supervisor DeMotts excused herself from Closed Meeting during discussion on the former Blacksburg Middle School property. She made the following statement:

Pursuant to the Virginia Conflict of Interest Act, I, April DeMotts, a member of the Board of Supervisors of the County of Montgomery, Virginia, make the following disclosure:

1. The Board of Supervisors is currently considering proposals that were received in response to the Request for Proposals the Board issued seeking an interested Purchaser of the Old Blacksburg Middle School property. The names of the bidders who submitted proposals in response to the Board RFP have not been released to the public because the Board is still in the process of considering the proposals and has not selected an offeror.
2. I am currently in a long term relationship with a man (I am not married so I will refer to him as "my significant other") whom I reside with along with our children, and I share with him in the day to day household finances.

3. My significant other owns a small business in Montgomery County and has a personal interest in the Old Blacksburg Middle School Property RFP transaction being considered by the Board due to having an on-going business relationship with one of the business entities that has submitted a proposal to purchase the Old Blacksburg Middle School. My Significant other may realize a reasonable foreseeable direct or indirect economic benefit should the business he has an on-going business relationship with acquire the property from Board of Supervisors and develop the property.
4. I wanted to be clear in my disclosure that my significant other does not meet the definition of immediate family as that term is currently defined under the Virginia Conflict of interest Act. However, with the exception of having a marriage license, our relationship is very much like a married couple in that we share a home together, share in the finances and in the raising of our children.
5. Because my significant other has a business relationship with one of the entities bidding on the Old Blacksburg Middle School Property and in order to avoid any appearance of impropriety on my behalf, I will be abstaining from voting on the selection of bidders seeking to purchase the Old Blacksburg Middle School Property at this time and will not be participating in the Old Blacksburg Middle School RFP process currently before the Board.

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PUBLIC ADDRESS

Paul Smeal spoke in support of the Parks and Recreation programs. Mr. Smeal, who has served on the Parks & Recreation Commission (P&R) for 20 years, thanked the Board for all their support. He expressed his appreciation to the P&R Director, Mitchell Haugh, and to Kemiva Adams who supervises the Senior Recreation Programs. Mr. Smeal stated that Ms. Adams has worked for Parks & Recreation for 30 years and he will hate to see her retire.

Susan Miller spoke in support of the Parks and Recreation programs and for the Montgomery County Emergency Assistance Program (MCEAP) in the FY 17 Budget. Ms. Miller serves on the Parks and Recreation Commission and on the MCEAP Board of Directors. She first spoke on the Parks and Recreation and how the participation in all the programs are increasing every year. She praised the P&R Director for running an excellent recreation department. Ms. Miller

reported that the Master Plan on recreational needs in Montgomery County will be finalized and forwarded in several weeks. She stated that the Master Plan shows that Montgomery County is more behind on financial commitment than its surrounding counterparts.

Ms. Miller updated the Board on the Montgomery County Emergency Assistance Program. MCEAP has purchased the former Family Dollar Store in Christiansburg for their thrift store and office. Every dollar given to them by the County is used to cover mortgage and utilities payments. She thanked the Board for their support.

There being no further speakers, the Public Address was closed.

CONSENT AGENDA

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously, the Consent Agenda dated March 28, 2016 was approved. The vote was as follows:

AYE

April N. DeMotts
Darrell O. Sheppard
M. Todd King
Annette S. Perkins
Gary D. Creed
Mary W. Biggs
Christopher A. Tuck

NAY

None

Approval of Minutes

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously, the minutes dated September 28, 2015 were approved.

Schedule Public Hearing

R-FY-16-103 SCHEDULE JOINT PUBLIC HEARING WITH VDOT SIX - YEAR SECONDARY ROAD IMPROVEMENT PLAN

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby schedules a joint public hearing for **Monday, May 9, 2016** at **7:15 p.m.** or soon thereafter, in the Board Chambers located on the Second Floor in the Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia to hear citizen comments on the proposed **Six-Year Secondary Road Improvement Plan** for

Montgomery County for Fiscal Years 2016/17 through 2021/22 and on the establishment of priorities for the 2016-2017 budget year. Rural Addition requests will also be received at this public hearing.

BE IT FURTHER RESOLVED, That the Virginia Department of Transportation will assure proper advertising of said public hearing.

Appropriations and Transfers

A-FY-16-68
BOARD OF SUPERVISORS
TRANSFER FROM SPECIAL CONTINGENCIES

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard 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:

FROM:

| | | |
|-----|-----------------------|-----------|
| 960 | Special Contingencies | (\$6,600) |
|-----|-----------------------|-----------|

TO:

| | | |
|-----|----------------------|---------|
| 100 | Board of Supervisors | \$6,600 |
|-----|----------------------|---------|

Said resolution transfers funds from Special Contingencies to the Board of Supervisors to cover the cost of a boundary survey for the Shawsville Middle School athletic fields.

Appointments

R-FY-16-109
ECONOMIC DEVELOPMENT AUTHORITY
RE-APPOINT ERIC K. JOHNSON

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby re-appoints **Eric K. Johnson** to the **Economic Development Authority (EDA)** effective March 29, 2016 and expiring March 28, 2020.

R-FY-16-110
ECONOMIC DEVELOPMENT AUTHORITY
RE-APPOINT NATHANIEL R. TUCK, JR.

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby re-appoints **Nathaniel R. Tuck, Jr.** to the **Economic Development Authority (EDA)** effective March 29, 2016 and expiring March 28, 2020.

R-FY-16-111
TRANSPORTATION SAFETY COMMISSION
REAPPOINT ROGER BURNETT
CITIZEN REPRESENTATIVE

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby re-appoints **Roger Burnett** as a citizen representative to the **Transportation Safety Commission** effective March 29, 2016 and expiring March 28, 2019.

R-FY-16-112
SOCIAL SERVICES BOARD
APPOINT SUPERVISOR ANNETTE PERKINS
TO FILL THE UNEXPIRED TERM OF SUPERVISOR TODD KING

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby appoints **Annette S. Perkins** to the **Social Services Board** effective March 29, 2016 and expiring December 31, 2019.

BE IT FURTHER RESOLVED, The expiration of a Board of Supervisors' term in office shall constitute a voluntary resignation from any board/commission/authority appointment as a representative of Montgomery County.

Said appointment fills the unexpired term of M. Todd King, resigned.

REMOVE FROM THE AGENDA

By consensus the Work Session scheduled to discuss the FY 2017 Budget was removed from the Agenda.

NEW BUSINESS

**R-FY-16-105
PROCLAMATION
CHILD ABUSE PREVENTION MONTH
APRIL 2016**

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

WHEREAS, Preventing child abuse and neglect is a community problem that depends on involvement among people throughout the community; and

WHEREAS, Child maltreatment occurs when people find themselves in stressful situations, without community resources, and don't know how to cope; and

WHEREAS, The majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community; and

WHEREAS, All citizens should become involved in supporting families in raising their children in a safe, nurturing environment; and

WHEREAS, Effective child abuse prevention programs succeed because of partnerships created among families, social service agencies, schools, faith communities, civic organizations, law enforcement agencies, and the business community.

NOW, THEREFORE BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia does hereby proclaim *April* as *Child Abuse Prevention Month* and calls upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in efforts to support families, thereby preventing child abuse and neglect and strengthening the communities in which we live.

The vote on the following resolution was as follows:

AYE

Gary D. Creed
Mary W. Biggs
April N. DeMotts
Darrell O. Sheppard
M. Todd King
Annette S. Perkins
Christopher A. Tuck

NAY

None

R-FY-16-106
PROCLAMATION
NATIONAL LIBRARY WEEK 2016
APRIL 10-16, 2016

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

WHEREAS, Libraries are not just about what we have for people, but what we do for and with people; and

WHEREAS, Libraries have long served as trusted and treasured institutions, and library workers and librarians fuel efforts to better their communities, campuses and schools; and

WHEREAS, Libraries are evolving in order to serve their communities and to continue to fulfill their role in leveling the playing field for all who seek information and access to technologies; and

WHEREAS, Libraries and librarians open up a world of possibilities through innovative STEAM programing, Makerspaces, job-seeking resources and the power of reading; and

WHEREAS, Libraries and librarians are looking beyond their traditional roles and providing more oppotunities for community engagement and deliver new services that connect closely with patrons' needs; and

WHEREAS, Libraries support democracy and effect social change through their commitment to provide equitable access to information for all library users regardless of race, ethnicity, creed, ability, sexual orientation, gender identity or socio-economic status; and

WHEREAS, Libraries, librarians, library workers and supporters across America are celebrating National Library Week.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby proclaims *National Library Week, April 10-16, 2016* and encourages all residents to visit their branch of the Montgomery-Floyd Regional Library this week and explore what's new at your library, and engage with your librarian.

The vote on the following resolution was as follows:

AYE

Mary W. Biggs
April N. DeMotts
Darrell O. Sheppard
M. Todd King
Annette S. Perkins
Gary D. Creed
Christopher A. Tuck

NAY

None

R-FY-16-107
PROCLAMATION
NATIONAL VOLUNTEER WEEK
APRIL 10-16, 2016

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

WHEREAS, Established in 1974, National Volunteer Week has grown exponentially in scope each year since, drawing the support and endorsement of all subsequent U.S. presidents, governors, mayors and other respected elected officials; and

WHEREAS, National Volunteer Week is about inspiring, recognizing and encouraging people to seek out imaginative ways to engage in their communities; and

WHEREAS, The entire community can inspire, equip and mobilize people to take action that changes the world; and

WHEREAS, Volunteers can connect with local community service opportunities through hundreds of community service organizations like, RSVP, HandsOn Network affiliates and volunteer centers; and

WHEREAS, Individuals and communities are at the center of social change, discovering their power to make a difference; and

WHEREAS, During this week all over the nation, service projects will be performed and volunteers recognized for their commitment to service; and

WHEREAS, The giving of oneself in service to another empowers the giver and the recipient; and

WHEREAS, Experience teaches us that government by itself cannot solve all of our nation's social problems; and

WHEREAS, Our country's volunteer force of over 63 million is a great treasure; and

WHEREAS, Volunteers are vital to our future as a caring and productive nation.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby proclaims *National Volunteer Week, April 10-16, 2016* in Montgomery County, and urges their fellow citizens to volunteer in their communities, by volunteering and recognizing those who serve, we can come together to make a difference.

The vote on the following resolution was as follows:

AYE

April N. DeMotts
Darrell O. Sheppard
M. Todd King
Annette S. Perkins
Gary D. Creed
Mary W. Biggs
Christopher A. Tuck

NAY

None

**R-FY-16-108
PROCLAMATION
NATIONAL SERVICE DAY
APRIL 5, 2016**

On a motion by M. Todd King, seconded by Darrell O. Sheppard and carried unanimously,

WHEREAS, Service to others is a hallmark of the American character, and central to how we meet our challenges; and

WHEREAS, The nation's counties/cities are increasingly turning to national service and volunteerism as a cost-effective strategy to meet their needs; and

WHEREAS, AmeriCorps and Senior Corps participants address the most pressing challenges facing our communities, from educating students for the jobs of the 21st century and supporting veterans and military families to providing health services and helping communities recover from natural disasters; and

WHEREAS, National service expands economic opportunity by creating more sustainable, resilient communities and providing education, career skills, and leadership abilities for those who serve; and

WHEREAS, AmeriCorps and Senior Corps participants serve in more than 50,000 locations across the country, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

WHEREAS, National service participants increase the impact of the organizations they serve, both through their direct service and by managing millions of additional volunteers; and

WHEREAS, National service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and

WHEREAS, National service participants demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

WHEREAS, The Corporation for National and Community Service shares a priority with county officials and mayors nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National League of Cities, National Association of Counties, Cities of Service, and mayors and county officials across the country for the Mayor and County Recognition Day for *National Service on April 5, 2016*.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby proclaims *April 5, 2016, as National Service Recognition Day*, and encourages residents to recognize the positive impact of national service in our county; to thank those who serve; and to find ways to give back to their communities.

The vote on the foregoing resolution was as follows:

| <u>AYE</u> | <u>NAY</u> |
|---------------------|------------|
| Darrell O. Sheppard | None |
| M. Todd King | |
| Annette S. Perkins | |
| Gary D. Creed | |
| Mary W. Biggs | |
| April N. DeMotts | |
| Christopher A. Tuck | |

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported he will be attending the following meetings:

- ICMA conference on March 31 – April 1, 2016.
- Radford University Leadership Government Class
- VACo Finance Steering Committee meeting in Richmond, Va.

BOARD MEMBERS REPORTS

Supervisor King thanked fellow Board members for adopting the proclamations recognizing volunteers through-out the County. He stated there are many forms of volunteering not just fire and rescue and he appreciates everyone that volunteers.

Supervisor Creed reported some major potholes along Alleghany Springs Road, Georges Run and Willis Hollow Road.

Supervisor Biggs reported the Library's government official reception was well attended and thanked all that came out. She also attended the Community Services Board meeting where they discussed the CSB's proposed FY 2017 budget.

Supervisor Biggs noted she received a voice-mail from a citizen who left a positive message, expressing her appreciation to the Board of Supervisors. The citizen has been watching the Board meetings on T.V. and wanted to thank the Board for what they do.

Supervisor Tuck reported the Fire and Rescue Commission members thanked the Board for proposing additional monies in the FY 17 budget for additional equipment and supplies for the fire and rescue departments. He also expressed his appreciation to all the fire and rescue volunteers who take the time to serve Montgomery County.

ADJOURNMENT

The Chair declared the meeting adjourned to Thursday, April 7, 2016 at 6:00 p.m. The meeting adjourned at 7:50 p.m.

APPROVED _____ ATTEST: _____
Christopher A. Tuck F. Craig Meadows
Chair County Administrator