

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 9th DAY OF OCTOBER 2007, AT 6:30 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Steve L. Spradlin	-Chair
	Mary W. Biggs	-Vice Chair
	Gary D. Creed	-Supervisors
	Doug Marris	
	Annette S. Perkins	
	James D. Politis	
	B. Clayton Goodman, III	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahan	-County Attorney
	Marc Mcgruder	-Budget Manager
	Vickie L. Swinney	-Secretary, Board of Supervisors

ABSENT: John A. Muffo -Supervisor

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by Mary W. Biggs, seconded by James D. Politis 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 (7) Consultation with Legal Counsel and Briefings from Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation with Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1. Boundary Line Adjustment – City of Radford

- (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. Alcohol Safety Action Program
 2. New River Development Corporation

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	John A. Muffo
Mary W. Biggs		
Gary D. Creed		
Annette S. Perkins		
James D. Politis		
Steve L. Spradlin		

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

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

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	John A. Muffo
Gary D. Creed		
Annette S. Perkins		
James D. Politis		
Doug Marrs		
Steve L. Spradlin		

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by James D. Politis 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
Annette S. Perkins
James D. Politis
Doug Marrs
Mary W. Biggs
Steve L. Spradlin

NAYS

None

ABSENT DURING VOTE

John A. Muffo

ABSENT DURING MEETING

John A. Muffo

INVOCATION

The Invocation was given by Chair Spradlin.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATION – BLACKSBURG DIXIE YOUTH BASEBALL TEAM

The Board of Supervisors honored members of the Blacksburg Dixie Youth Baseball Team for winning the AAA Dixie Youth State Championship. The all-star team's achievements include being the District 3 Champions, State of Virginia Champions, and being tied for 5th place at the World Series. Additionally, the team was presented the World Series Team Sportsmanship Trophy.

Chair Steve Spradlin presented individual certificates to the players and coaches. Those present were team members: Adam Linkous, Ethan Goforth, Tyler Barry, John Hinson, and Caden Croy. Coaches present were: Chris Lucas and Tracy Goforth, parent Norman Croy.

The Dixie League team consists of the following players: Morgan McCoy, Ethan Goforth, Jake McCoy, Will Murray, Thomas Hughes, Hal Hughes, Tyler Davis, Eli Straw, Adam Linkous, John Hinson, Caden Croy, Andrew Guy, Alex Pickrell, Hunter Wall, Aaron Lucas, and Grayson Shelton. The team coaches are: Mike Goforth, Tracy McCoy, Chris Lucas, and Jeff Wall.

During the 2007 Dixie Youth World Series games, held in Madison Heights, Virginia, a member of the North Carolina Dixie Youth State Champions was found submerged in a swimming pool at the team's hotel. Chris Lucas, Tracy Goforth, Norman Croy, and Mike Goforth were at the pool and assisted in recovering the swimmer and administering life saving procedures to him while waiting for the emergency medical personnel to arrive. The Dixie National Board of Directors voted to honor these individuals by inducting them into the National Dixie Hall of Fame.

Chair Spradlin presented proclamations from the Dixie National Board of Directors to Chris Lucas, Tracy Goforth, Norman Croy, and Mike Goforth (not present).

PUBLIC HEARING

Huckleberry Trail Expansion

Virginia Department of Transportation Enhancement Program application for the Huckleberry Trail/Christiansburg Extension beginning at the New River Valley Mall and ending at the Town of Christiansburg Recreation Center for approximately 2 miles.

The County Administrator provided a brief summary of the request. The Town of Christiansburg is asking Montgomery County to sponsor an application for federal TEA grant funds through VDOT's Transportation Enhancement Program. The Town is currently using their Tea grant funds to complete their downtown project. At present, the County does not have a project to submit for funding. The County's sponsorship will allow the project to proceed more rapidly. Applications are due November 1, 2007. The scope of the project consists of expanding the Huckleberry Trail from the New River Valley Mall to the Christiansburg Recreation Center for a total of 2 miles.

Mayor Richard Ballengee, Town of Christiansburg, thanked the Board of Supervisors for considering their request. The Huckleberry Trail has been a successful project through the combined efforts of Montgomery County, Town of Blacksburg, and the Town of Christiansburg. Mayor Ballengee believes the extension will only enhance the existing trail and surrounding areas.

There being no further speakers, the public hearing was closed.

DELEGATION

Virginia Department of Transportation

David Clarke, VDOT's Residency Administrator, provided an update on road projects in Montgomery County. He reported several maintenance items have been completed, such as the cleanup on Laurel Ridge Road and upgraded guardrail installed along Roanoke Road near Christiansburg Mountain. There is still one area that has a gap between the guardrail due to an entrance to a driveway.

The paving project along Radford Road (U.S. Route 11) is near completion. The trenches have also been widened in order to provide a little more room on each side.

Board members addressed the following road issues:

Supervisor Perkins asked the status of the request by residents of Lusters Mill for the bank to be shaved back at the intersection of Harding Road/Mille Pointe Road in order to create more sight distance. Mr. Clarke responded that VDOT staff researched this request and the bank cannot be cut back because of a house setting up on the bank. VDOT will be cutting back the brush to help elevate some of the problem.

Craigs Creek Road (SR 621) – Ms. Perkins asked the status of spot widening and paving on this road. Mr. Clarke responded that the environmental study is near completion and work will be able to start as soon as the study is completed.

114 Bridge Montgomery County/Pulaski County: Ms. Perkins asked the status of replacing the 114 bridge. Mr. Clarke reported that the State did allocate funding for the replacement. Preliminary Engineering work is being done now and they anticipate contracting the job out in 2009.

Supervisor Creed - Willis Hollow Road (SR 609): Supervisor Creed would like to have this road put back on the Six –Year Road Plan. This road has a large amount of traffic due to the increasing development of houses and is in terrible shape. A young girl was killed on the road last week. Mr. Creed asked that any additional Revenue Sharing funds be earmarked for Willis Hollow Road.

Supervisor Marris: Peppers Ferry Road (SR114): Supervisor Marris asked the status of the Board's request for VDOT to lower the speed limit on 114 in the Belview Village. David Clarke responded that he has no knowledge of a formal request, but will check into this matter.

Supervisor Spradlin: Brookfield Road (SR 654): Supervisor Spradlin requested a missing speed limit sign be replaced.

Poverty Creed Road (SR 725): Supervisor Spradlin received a call from a resident who lives near the dead end on Poverty Creek who has complained that deer carcasses are being disposed of at the end of this road. Supervisor Spradlin asked if VDOT could occasionally run by this area to clean up any carcasses.

PUBLIC ADDRESS

Alan Mandzak addressed the Board with concerns relating to the Montgomery County Public Schools' Facilities Department. Mr. Mandzak is concerned about the exposure of asbestos in school facilities and the disregard of administrators regarding the problem. Mr. Mandzak submitted pictures of asbestos in school facilities and a copy of his letter of resignation as an employee of MCPS that he had to the Montgomery County School Board.

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

CONSENT AGENDA

On a motion by Mary W. Biggs, seconded by Doug Marris and carried unanimously, the Consent Agenda dated October 9, 2007 was approved.

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	John A. Muffo
James D. Politis		
Doug Marris		
Mary W. Biggs		
Gary D. Creed		
Steve L. Spradlin		

Approval of Minutes

On a motion by Mary W. Biggs, seconded by Doug Marris and carried unanimously, the Minutes dated August 27, and September 10, 2007 were approved.

A-FY-08-48
CIRCUIT COURT – JURIES

On a motion by Mary W. Biggs, seconded by Doug Marrs 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, 2008, for the function and in the amount as follows:

210	Circuit Court - Juries	\$4,020
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

419122	Jury Reimbursements	\$4,020
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Said resolution appropriates the state's portion of jury payments for criminal cases.

A-FY-08-49
FOUR FOR LIFE FUNDS

On a motion by Mary W. Biggs, seconded by Doug Marrs 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, 2008, for the function and in the amount as follows:

331	Fire and Rescue Grants-Four for Life	\$58,654
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

23312-424401	Four for Life	\$58,654
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Said resolution appropriates funds received from the Four for Life program for use by volunteer Rescue Squads.

A-FY-08-50
SHERIFF
RECOVERED COSTS

On a motion by Mary W. Biggs, seconded by Doug Marrs 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, 2008, for the function and in the amount as follows:

320	Sheriff – County	\$1,697
321	Sheriff – Grants	<u>\$ 175</u>
	Total	\$1,872

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

<u>Revenue Account</u>		
419108	Recovered Costs	\$1,697
424401	Project Lifesaver	<u>175</u>
	Total	\$1,872

Said resolution appropriates recovered costs and Project Lifesaver funds for use by the Sheriff's department.

R-FY-08-45
AMERICAN ELECTRIC POWER
REQUEST FOR A UTILITY RIGHT-OF-WAY EASEMENT
NEW ELLISTON VOLUNTEER FIRE DEPARTMENT

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

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 located in the Elliston-Lafayette Industrial Park, Enterprise Drive, Elliston, Virginia to provide electrical service to the new Elliston Volunteer Fire Department.

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 American Electric Power on behalf of the Board of Supervisors.

**R-FY-08-46
APPOINTMENT
AGENCY ON AGING**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Robert E. Gribben** to the **New River Valley Agency on Aging** effective October 1, 2007 and expiring September 30, 2008.

**R-FY-08-47
APPOINTMENT
AGENCY ON AGING – ALTERNATE**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Elizabeth H. Doyle** as an **alternate** to the **New River Valley Agency on Aging** effective October 1, 2007 and expiring September 30, 2008.

OLD BUSINESS

**ORD-FY-08-11
AN ORDINANCE AMENDING THE ZONING CLASSIFICATION
OF APPROXIMATELY 1.9 ACRES
LOCATED ON THE SOUTH SIDE OF FLANAGAN DRIVE
FROM MANUFACTURING (M-1) TO AGRICULTURE (A-1)
INTERNATIONAL CHURCH OF THE FOUR SQUARE GOSPEL
(AGENT: RANDY GARDNER)**

On a motion by Gary D. Creed, seconded by James D. Politis and carried unanimously,

BE IT ORDAINED By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning is in compliance with the Comprehensive Plan and meets the requirement for public necessity, convenience, general welfare and good zoning practice, and therefore the zoning classification of that certain tracts or parcels of land consisting of 1.9 acres of land is hereby amended and rezoned from the zoning classification of Manufacturing (M-1) to Agriculture (A-1).

This action was commenced upon the application of International Church of the Four Square Gospel (Agent: Randy Gardner, McNeil Real Estate).

The property is located on the south side of Flanagan Drive (F-060) and is identified as Tax Parcel No. 92-4-11 (Acct #015852) in the Riner Magisterial District (District D).

The property currently lies in an area designated as Residential Transition in the Comprehensive Plan.

This ordinance shall take effect upon adoption.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	John A. Muffo
Mary W. Biggs		
Gary D. Creed		
Annette S. Perkins		
James D. Politis		
Steve L. Spradlin		

R-FY-08-48
SPECIAL USE PERMIT -SETH RYAN MCGHEE
FOR THE PURPOSE OF ALLOWING A
CONTRACTOR'S STORAGE YARD
ON THE SOUTH SIDE OF MUD PIKE ROAD (SR 666)
REFER BACK TO THE PLANNING COMMISSION

On a motion by James D. Politis, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board hereby agrees to refer Seth Ryan McGhee's request for a special use permit to allow a contractor's storage yard on the south side of Mud Pike (SR 666) and identified as Tax Parcel No. 105-A-64G (Acct # 029115) in the Riner Magisterial District (District D) to the Planning Commission so that the Commission may consider restrictions to be applied to the Special Use Permit in order to mitigate any negative impact to adjoining and nearby property owners associated with the proposed change in use.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	John A. Muffo
Gary D. Creed		
Annette S. Perkins		
Doug Marrs		
James D. Politis		
Steve L. Spradlin		

ORD-FY-08-12
AN ORDINANCE AMENDING CHAPTER 3,
ENTITLED ANIMALS, SECTIONS 3-28.1
AND 3-28.2 RESPECTIVELY OF THE CODE OF
THE COUNTY OF MONTGOMERY VIRGINIA,
BY REQUIRING A PREPAID FEE FOR SPAY AND NEUTER
BEFORE RELEASING ANY ANIMAL
NOT STERILIZED FOR ADOPTION

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Chapter 3, entitled Animals, Sections 3-28.1 and 3-28.2 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

Sec. 3-28.1. Sterilization of adopted dogs and cats; enforcement.

(a) Every new owner of a dog or cat adopted from the county dog pound shall cause to be sterilized the dog or cat pursuant to the agreement required by subdivision (2) of subsection (b) of this section.

(b) A dog or cat shall not be released for adoption unless:

(1) The animal has already been sterilized; or

(2) The individual adopting the animal signs an agreement to have the animal sterilized by a licensed veterinarian (i) within thirty (30) days of the adoption, if the animal is sexually mature, or (ii) within thirty (30) days after the animal reaches six (6) months of age, if the animal is not sexually mature at the time of adoption and prepay the fee for spay and neutering at the time of adoption.

(c) The animal control officer may extend for thirty (30) days the date by which a dog or cat must be sterilized on presentation of a written report from a veterinarian stating that the life or health of the adopted animal may be jeopardized by sterilization. In cases involving extenuating circumstances, the veterinarian and the animal control officer may negotiate the terms of an extension of the date by which the animal must be sterilized.

(d) Nothing in this section shall preclude the sterilization of a sexually immature dog or cat upon the written agreement of the veterinarian, the releasing agency, and the new owner.

(e) Upon the petition of an animal control officer, humane investigator, the state veterinarian or a state veterinarian representative to the district court of the county or city where a violation of this article occurs, the court may order the new owner to take any steps necessary to comply with the requirements of this article. This remedy shall be exclusive of and in addition to any civil penalty which may be imposed.

(f) Any person who violates subsection (a) or (b) of this section shall be subject to a civil penalty not to exceed fifty dollars (\$50.00).

Sec. 3-28.2. Sterilization agreement.

Any agreement used by the county dog pound pursuant to Code of Virginia, subsection (b) of section 3.1-796.126:1 shall contain:

- (1) The date of the agreement;
- (2) The names, addresses, and signatures of the animal control officer and the new owner;
- (3) A description of the dog to be adopted;
- (4) The date by which the dog is required to be sterilized and the requirement to prepay the spay and neuter fee at the time of adoption; and
- (5) A statement printed in conspicuous, bold print, that sterilization of the dog is required under this article; that a person who violates this article is subject to a civil penalty; and that the new owner may be compelled to comply with the provisions of these.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	John A. Muffo
Annette S. Perkins		
Doug Marrs		
James D. Politis		
Mary W. Biggs		
Steve L. Spradlin		

NEW BUSINESS

**R-FY-08-49
6-YEAR ROAD PLAN
FOR INTERSTATE AND PRIMARY ROADS**

On a motion by Mary W. Biggs, seconded by James D. Politis 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 advocate for a resolution to the traffic problems along the US 460 corridor between Blacksburg and Christiansburg and Christiansburg and Interstate 81; and to recognize the desirability of a direct link between Roanoke and VPI&SU; and

WHEREAS, The Board has expressed grave concern 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 passes through residential and commercial development; and

WHEREAS, The residents who live along Route 114 and the surrounding area have presented petitions with over 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 has 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 the Route 8 corridor and provides the only access to Floyd County from Interstate 81 at Christiansburg; and

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

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 sincere appreciation to the Commonwealth Transportation Board for recognizing and considering the Montgomery County Board of Supervisors’ comments to the aforementioned projects.

FURTHER, The Board of Supervisors does wish to thank the CTB for including in the draft 6-Year Road Improvement Program for Interstate and Primary Roads for FY 2008-2013 for the I-81 improvement project to add additional lanes between Exit 128 and Exit 118 in Montgomery County and encourages the CTB to move forward in completing this project; and

FURTHER, The Board of Supervisors reiterates its resolution dated June 11, 2007 thanking the CTB for advancing the U.S. Route 114 west bound bridge replacement.

FURTHER, In accordance with the Board’s resolution of June 11, 2007 the Board supports the CTB’s draft 6-Year Road Improvement Program for Interstate and Primary Roads for FY 2008-2013 for funds in the amount of \$385,000 that have been proposed for Highway Safety Improvement Projects (HISP) in Montgomery County, and asks these funds be allocated for improvements at the following intersections located on Primary Roads within the County, and that such evaluation be based on historical and current accident data as to the funding priority for these three intersections:

- Rolling Hills Drive (SR 1286/U.S. Route 114)
- Life Drive (SR 1295/U.S. Route 8)
- Smith Creek Drive (SR 675/U.S. Route 8)

FURTHER, The Board hereby **opposes** the Dublin-Blacksburg connector (NRV Link) and reaffirms that the Dublin-Blacksburg connector (NRV Link) is not a priority for Montgomery County.

FURTHER, The Board requests the upgrade of U.S. Route 114; 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 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 asks the CTB to reinstate the U.S. Route 8 intersection with Fairview Church Road (SR 669) traffic light and turn lane improvements; this project was removed from the Primary Six Year Plan due to funding and its reinstatement is requested for the general traveling public's safety.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	John A. Muffo
Doug Marrs		
Mary W. Biggs		
James D. Politis		
Gary D. Creed		
Steve L. Spradlin		

A-FY-08-51
SOCIAL SERVICES
RECONCILIATION OF
FY 07-08 BUDGET

On a motion by Mary W. Biggs, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, The Department of Social Services (DSS) receives its state funding allocation after the adoption of the County budget requiring a reconciliation of the state funding and the County approved budget; and

WHEREAS, The County Budget Office and DSS agreed on a reconciliation of the County budget, and the state allocation for the department; and

WHEREAS, The reconciliation results in a total appropriation for DSS of \$6,299,721, of which \$960,693 represents local funds, and covers the following:

- \$3,148,409 covering the costs of 68 fulltime equivalent positions, and
- \$348,132 for operating costs, and
- \$2,803,180 for public assistance and purchase of services costs.

NOW THEREFORE 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, 2008, for the function and in the amount as follows:

540	Social Services	\$159,104
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The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>		
424401	State Revenue	\$274,445
451203	Undesignated Fund Balance	<u>(\$115,341)</u>
	Total	\$159,104

FURTHER BE IT RESOLVED, That an understanding has been reached between the Budget Office and Social Services staff that:

1. This reconciliation is based upon the information Social Services and the County have at this time, and
2. It is the responsibility of Social Services staff to monitor and adjust their budget as conditions change and notify the Budget Office of those changes, and
3. If projected revenue fails to be collected, Social Services is responsible for adjusting their spending to offset the revenue shortfall which would mean budget reductions, and
4. Social Services will not exceed their approved expenditure authority in FY 08, and
5. A mid-year allocation reconciliation will be conducted in December/January, and
6. If the department obtains additional revenues at mid-year or during the year, the department will not expend these funds until the Board of Supervisors approves a supplemental appropriation.
7. The department will not exceed the local portion authorized by the Board of \$960,693 without prior Board approval.

Said resolution appropriates additional state funding to reconcile the Social Services FY 08 approved County budget to the approved state allocation for FY 08 and sets forth the agreed upon conditions for revenue and expenditure adjustments.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	John A. Muffo
Mary W. Biggs		
James D. Politis		
Gary D. Creed		
Annette S. Perkins		
Steve L. Spradlin		

**R-FY-08-50
AMENDMENT TO THE FY 07-08
POSITION CLASSIFICATION PLAN**

On a motion by Mary W. Biggs, seconded by James D. Politis and carried,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia, hereby approves and authorizes the following change to the FY2007-2008 Position Classification Plan:

<u>Addition of New Positions:</u>	<u>Pay Grade</u>	<u>FTE Increase</u>
Social Worker	pay grade 116	0.5 FTE
Employment Services Worker	pay grade 116	1.0 FTE
Social Work Assistant I	pay grade 108	1.0 FTE

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	Gary D. Creed	John A. Muffo
James D. Politis	Steve L. Spradlin	
Annette S. Perkins		
Doug Marrs		

R-FY-08-51
VACO 2007 ANNUAL MEETING
VOTING CREDENTIALS

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia authorizes Steve L. Spradlin, Chair of the Board of Supervisors to cast its vote at the 2007 Annual Meeting of the Virginia Association of Counties (VACo) on November 13, 2007.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	John A. Muffo
Gary D. Creed		
Annette S. Perkins		
Doug Marrs		
Mary W. Biggs		
Steve L. Spradlin		

R-FY-08-52
RESOLUTION OF APPRECIATION
JACK E. CALL-OFFICE ON YOUTH ADVISORY BOARD

On a motion by Mary W. Biggs, seconded by James D. Politis and carried unanimously,

WHEREAS, Jack E. Call has faithfully served as a member of the Office on Youth Advisory Board since September 1, 2001; and

WHEREAS, The County recognizes the excellent and dedicated service that *Jack E. Call* has rendered the citizens of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to *Jack E. Call*.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to *Jack E. Call* and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	John A. Muffo
Annette S. Perkins		
Doug MARR		
Mary W. Biggs		
James D. Politis		
Steve L. Spradlin		

R-FY-08-53
RESOLUTION OF APPRECIATION
JUDY MURRAY-OFFICE ON YOUTH ADVISORY BOARD

On a motion by Mary W. Biggs, seconded by Doug MARR and carried unanimously,

WHEREAS, Judy Murray has faithfully served as a member of the Office on Youth Advisory Board since September 1, 2001; and

WHEREAS, The County recognizes the excellent and dedicated service that *Judy Murray* has rendered the citizens of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to *Judy Murray*.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to *Judy Murray* and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	John A. Muffo
Doug MARR		
Mary W. Biggs		
James D. Politis		
Gary D. Creed		
Steve L. Spradlin		

COUNTY ADMINISTRATOR'S REPORT

Joint Meeting with the School Board: The School Board would like to arrange a joint meeting with the Board of Supervisors either on November 1 or October 30. Board members were asked to check their schedule to see which date they would be available.

Board Members advised that Thursday, November 1, 2007 would be convenient and asked staff to contact the School Board office with this date.

Legislative Dinner: The County Administrator advised that any legislation the Board of Supervisors would like for our state legislators to submit at the next session of the General Assembly is due by December 5, 2007. If the Board wishes to host a legislative dinner he suggested that it be scheduled before December.

The Board directed staff to poll the legislators to determine if they were available on November 19 or November 27, 2007 to meet with the Board of Supervisors.

Gypsy Moth Suppression Program: Charles Putnam has been hired as Montgomery County's Gypsy Moth Coordinator. Mr. Putnam will be surveying areas of the County which have indicators of gypsy moth infestation. Flyovers are scheduled next week.

The County Administrator reported community meetings have been held in District F, Supervisor Biggs' district, and District E, Supervisor Spradlin's district. A community meeting still needs to be scheduled for District C, eastern area of Montgomery County.

Supervisor Creed asked if the County received any updated information on whether the National Forest plans to spray for gypsy moth. He believes that if the National Forest does not spray this year, it would be a lost cause for the County to proceed with their plans to spray. The blow-in of gypsy moth from the National Forest would come directly into Montgomery County.

Public Safety Interoperable Grant : The Commonwealth Interoperability Coordinator's Office is beginning to accept project ideas for the Public Safety Interoperable Communications Grant (PSIC). The Public Safety Interoperable Communications grant fund is intended to enhance interoperable communications with respect to voice, data and/or video signals. This program is intended to strengthen communications systems. A full report will be presented to the Board in the near future.

BOARD MEMBERS' REPORTS

Supervisor Creed reported the Meadowbrook Open, a golf fundraiser for the Meadowbrook Library and Community Center, will be held this weekend.

Norfolk Southern Intermodal Facility: Supervisor Creed reported that the Virginia Department of Rail and Public Transportation (VDRPT) is not going to announce the site of the proposed intermodal facility until after the elections are held. He believes the Board needs to send another letter to VDRPT requesting their decision now.

Supervisor Perkins attended the Virginia Tech/Montgomery Regional Airport Authority meeting. She announced there are three new members on the Authority as follows:

Mayor Ron Rordam, Town of Blacksburg
Ann Carter, Town of Christiansburg
Sherwood Wilson, Virginia Tech

Supervisor Perkins reported that a Gyrocopter crashed in Blacksburg on Saturday, October 6, 2007 killing one person and seriously injuring another. The Gyrocopter, similar to helicopters, was stored at the Virginia Tech/Montgomery Regional Executive Airport. The pilot had given rides to several people on Saturday. The crash is still under investigation.

Supervisor Biggs asked if the Virginia Tech/Montgomery Regional Airport Authority would be held liable for the crash and loss of life. Supervisor Perkins responded they would not be held liable.

School Board Meeting: Supervisors Biggs submitted information from the School Board meeting to be forwarded to the Board members. A report on the research of school size was presented and discussions included merging the Shawsville Elementary School and the Elliston/Lafayette Elementary School.

Supervisor Spradlin received several calls regarding the new county ordinance eliminating county vehicles decals and charging a vehicle license fee. One citizen asked about the possibility of exempting the license fee for antique cars. Another citizen asked if it was possible to waive the personal property tax on handicap vehicles. Supervisor Spradlin asked staff to research these requests.

ADJOURNMENT

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously, the Board adjourned to Monday, October 22, 2007 at 6:00 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	John A. Muffo
Mary W. Biggs		
James D. Politis		
Gary D. Creed		
Annette S. Perkins		
Steve L. Spradlin		

The meeting adjourned at 8:30 p.m.

APPROVED: _____ ATTESTED: _____
Steve L. Spradlin B. Clayton Goodman, III
Chair County Administrator