

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 28th DAY OF MARCH, 2011 AT 6:30 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	
	Doug Marrs	
	John A. Muffo	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	Brian Hamilton	-Economic Development Director
	Steve Sandy	-Planning Director
	Dari Jenkins	-Zoning Administrator
	Ruth L. Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors
ABSENT:	Annette S. Perkins	-Supervisor

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by William H. Brown, seconded by Mary W. Biggs 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 (5) Discussion Concerning a Prospective Business or Industry or the Expansion of an Existing Business or Industry Where No Previous Announcement Has Been Made of the Business or Industry's Interest in Locating or Expanding Its Facilities in the Community.

1. Project # 2011-013

- (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. Old Elliston Fire Station

- (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. New River Valley Emergency Communications
Regional Authority

The vote on the foregoing motion was as follows:

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

OUT OF CLOSED MEETING

On a motion by William H. Brown, seconded by Mary W. Biggs 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>
William H. Brown	None	Annette S. Perkins
Mary W. Biggs		
Doug Marris		
John A. Muffo		
Gary D. Creed		
James D. Politis		

CERTIFICATION OF CLOSED MEETING

On a motion by William H. Brown, 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

Mary W. Biggs
Doug Marrs
John A. Muffo
Gary D. Creed
William H. Brown
James D. Politis

NAYS

None

ABSENT DURING VOTE

Annette S. Perkins

ABSENT DURING MEETING

Annette S. Perkins

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATION

Resolution of Appreciation – Dr. Jody Hershey

The Board of Supervisors presented a resolution of appreciation to Dr. Jody Hershey. Dr. Hershey served as the Director of the New River Health District for 15 years.

DELEGATION

Animal Management Issues

Mountain View Humane –Waldron-Ricci Spay Neuter Clinic

Kelly Cass of the Mountain View Humane Spay and Neuter Clinic discussed their services. MVH is a low cost, high volume, high quality clinic. Since opening in August 2010, MVH has spayed/neutered 2,394 animals. Ms. Cass stated that no one is turned away because of their inability to pay. A total of 280 animals had their fees subsidized by local rescues or private donations to help cover the cost. Ms. Cass reported that Montgomery County Animal Control Officers are helping promote the services they offer in areas where the most strays are picked up.

Friends of Animal Care and Control

Jason Shelton of the Friends of Animal Care and Control discussed the problem of animal overpopulation, the success of the volunteers in addressing the problem and the need for a new Animal Shelter and Education facility. Mr. Shelton reported since 2004 the rate of euthanasia has decreased while the rate of adoptions has increased.

PUBLIC HEARINGS

Rezoning – Huckleberry Ridge, LLC – CONTINUED TO APRIL 25, 2011

A request by Huckleberry Ridge, LLC (Agent: Bluestone Land, LLC) for rezoning of approximately 48 acres from Agriculture (A1) to Residential Multi-family (RM-1) with possible proffered conditions, to allow 388 multi-family residential dwellings and approximately 15 acres from Agriculture (A1) to Residential (R3), with possible proffered conditions, to allow 40 lots for single/two-family residential dwelling units. The property is located south east of the intersection of Merrimac Road (SR 657) and Hightop Road (SR 808) dwelling units per acre.

This public hearing was continued to the April 25, 2011 meeting in order to allow the applicant time to address staff's concerns about traffic and plan design.

William Park with Bluestone Land, LLC., commented that they are working with the Planning staff on their concerns. There are also plans to hold a community meeting in Merrimac to present the rezoning plan and hear citizens' concerns.

The Chair at this time opened the public hearing to the public.

Roger Lewis expressed concerns about the increased traffic's impact to Merrimac Road and Hightop Road. He stated that the Town of Blacksburg is also considering developing a sports complex near Hightop Road and asked if the Town and the County are coordinating the development in this area.

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

Special Use Permit – Martin Investments (Agent: Dewayne Martin) **A request by Martin Investments (Agent: Dewayne Martin) for a special use permit on 0.78 acres in an Agricultural (A-1) zoning district to allow a private campground and recreational vehicle park.** The property is located at 2611 Big Falls Road (SR 625) and is identified as Tax Parcel No. 035-7-1 (Acct # 010426) in the Prices Fork Magisterial District (District E). The property currently lies in an area designated as Rural in the 2025 Comprehensive Plan.

Dari Jenkins, Zoning Administrator, provided a summary of the request. Ms. Jenkins stated that the applicant is requesting a special use permit in order to allow him to use his property for a private campground for family use. The campground will not be open to the public and will be permitted to have no more than five recreational vehicles and/or tents on the site at any one time. No permanent structures will be allowed to be constructed. The site is located in a rural area. An outdoor recreational business, New River Junction, is located adjacent to the proposed site.

At their March 16, 2011 meeting, the Planning Commission recommended approval of this request.

There being no speakers, the public hearing was closed.

Rezoning – Montgomery County - **A request by Montgomery County for rezoning of approximately 0.105 acres from Agriculture (A1) to General Business (GB), with possible proffered conditions, to allow retail sales.** The property is located at 1870 Big Spring Drive and is identified as Tax Parcel No. 59A-A-31(Acct # 070714) in the Shawsville Magisterial District (District C). The property currently lies in an area designated as Village Expansion in the 2025 Comprehensive Plan and further described as Mixed Use within the Elliston-Lafayette Village Plan.

Dari Jenkins, Zoning Administrator, provided a summary of the request. The County received a request from Mountain Valley Charitable Foundation (MVCF) expressing interest in establishing a YMCA Thrift Store in the old Elliston Fire Station. MVCF is also interested in purchasing an adjoining parcel to be made into a parking lot in order to accommodate the issue of parking at the old Elliston Fire Station.

At their March 16, 2011 meeting, the Planning Commission recommended approval of this request. They felt the proposed use was a good use of a vacant building and a benefit to the community.

Michael Hemphill, Director of Mountain Valley Charitable Foundation, was available to answer any questions from the Board.

Joy Lewis asked the Board of Supervisors if the property is sold will it return back to the tax role.

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

Rezoning – Kim Taylor & Kenneth Ford - A request by Kim Taylor & Kenneth Ford (Agent: MVC Foundation) for rezoning of approximately 0.12 acres from Agriculture (A1) to General Business (GB), with possible proffered conditions, to allow retail sales and approximately 0.494 acres from Agriculture (A1) to Residential (R-3), with possible proffered conditions, to allow a single or two-family dwelling. The property is located at 1860 Big Spring Drive and is identified as Tax Parcel No. 59A-A-4-2* (Acct # 008389) in the Shawsville Magisterial District (District C). The property currently lies in an area designated as Village Expansion in the 2025 Comprehensive Plan and further described as Mixed Use within the Elliston-Lafayette Village Plan.

Dari Jenkins, Zoning Administrator, provided a summary of the request. This rezoning is part of the Mountain Valley Charitable Foundation's proposed project to establish a YMCA Thrift Store in the old Elliston Fire Station. The Elliston Fire Station property is not large enough to provide sufficient parking that is required for a retail establishment. MVCF is under contract to purchase 0.12 acres from the applicants in order to provide 16 additional parking spaces.

The applicants are also requesting that the remaining 0.494 acres be rezoned from Agriculture to Residential (R-3) to allow a single or two-family dwelling. The rezoning will ensure that a nonconforming lot is not created by the decrease in the remaining acreage, as A-1 zoning requires newly created lots to be a minimum of 1 acre.

At their March 16, 2011 meeting, the Planning Commission recommended approval of this request.

There being no speakers, the public hearing was closed.

PUBLIC ADDRESS

Jack Selcolitz expressed concerns about the majority of the County's budget being allocated to the School system. According to the budget documents, 70% goes to the Schools, while 30% is for the remaining County services, such as Public Safety (Sheriff, Fire & Rescue), and other county departments.

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

CONSENT AGENDA

On a motion by Doug Marrs, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated March 28, 2011 was approved.

The vote on the foregoing motion was as follows:

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

Approval of Minutes

On a motion by Doug Marrs, seconded by Mary W. Biggs and carried unanimously, the minutes dated October 25 and November 1, 2010 were approved.

Appropriations and Transfers

**A-FY-11-79
COMMONWEALTH’S ATTORNEY
FORFEITED ASSET SHARING PROGRAM**

On a motion by Doug Marrs, seconded by Mary W. Biggs 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, 2011, for the function and in the amount as follows:

200	Commonwealth’s Attorney	\$350
-----	-------------------------	-------

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

<u>Revenue Account</u>		
419104	Confiscations	\$350

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

A-FY-11-80
SHERIFF
RECOVERED COSTS

On a motion by Doug Marrs, seconded by Mary W. Biggs 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, 2011, for the function and in the amount as follows:

310	Sheriff Comp Board	\$ 838
320	Sheriff County	<u>\$ 906</u>
	Total	\$1,744

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

<u>Revenue Account</u>		
419108	Recovered Costs	\$1,744

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

A-FY-11-81
FIRE AND RESCUE
TRANSFER FROM GENERAL CONTINGENCIES

On a motion by Doug Marrs, seconded by Mary W. Biggs 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	(\$15,500)
<u>TO:</u>		
330	Fire and Rescue	\$15,500

Said resolution transfers funds from General Contingencies to Fire and Rescue for increased insurance costs.

A-FY-11-82
REVENUE REFUNDS
TRANSFER FROM GENERAL CONTINGENCIES

On a motion by Doug Marrs, seconded by Mary W. Biggs 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:

950 General Contingencies (\$12,255)

TO:

900 Revenue Refunds \$12,255

Said resolution transfers appropriated funds from General Contingencies to Revenue Sharing to cover interest payments associated with tax refunds.

R-FY-11-96
ADJUSTMENT AND APPEALS BOARD
APPOINT EDGAR A. HOWARD

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

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Edgar A. Howard** to the **Adjustment and Appeals Board** effective March 29, 2011 and expiring March 28, 2015.

R-FY-11-97
PARKS AND RECREATION COMMISSION
APPOINT STEPHEN R. COLE

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

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Stephen R. Cole**, who resides in District F, to the **Parks and Recreation Commission** effective March 29, 2011 and expiring April 12, 2013.

Said appointment fills the unexpired term of Larry Alexander, resigned.

R-FY-11-98
AMEND APPOINTMENT RESOLUTION
FIRE AND RESCUE COMMISSION

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

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that resolution F-FY-11-81 dated February 28, 2011 is hereby amended and reenacted and appoints/reappoints the following individuals to the Fire and Rescue Commission effective March 1, 2011 and expiring February 28, 2014:

Blacksburg Fire Department	Chief Keith Bolte or his designee
Blacksburg Rescue Squad	Chief Sid Bingley or his designee
Christiansburg Fire Department	Chief Billy Hanks or his designee
Christiansburg Rescue Squad	Captain Kelly Walters or his designee
Elliston Fire Department	Chief Malvin "Pug" Wells or his designee
LongShop/McCoy Fire Department	Chief Gary Akers or his designee
LongShop/McCoy Rescue Squad	Captain Steve Shelor or his designee
Riner Fire Department	Chief Mike Moles Joe Lucas or his designee
Riner Rescue Squad	Captain Jason Roop or his designee
Shawsville Rescue Squad	Captain John Akers or his designee
Town of Blacksburg	Anthony Wilson
Town of Christiansburg	Jim Epperly
Board of Supervisors	William H. Brown
Board of Supervisors	James D. Politis (Alternate)
County Administrator	F. Craig Meadows or his designee

BE IT FURTHER RESOLVED, That appointment of members of the volunteer Fire Department or Rescue Squad are contingent upon active membership of the volunteer Fire Department or Rescue Squad; and

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority; and

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.

OLD BUSINESS

**ORD-FY-11-12
AN ORDINANCE VACATING A FIFTY FOOT EASEMENT
FOR INGRESS, EGRESS AND PUBLIC UTILITY DEDICATED
TO THE COUNTY BY PLAT RECORDED IN PLAT BOOK 27, PAGE 88
BRUSH MOUNTAIN ESTATES, LLC AND ROBERT AND GENEVA DAVIS**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

WHEREAS, By Plat recorded in Plat Book 27, page 88 in the Montgomery County Circuit Court Clerk's Office, a fifty (50) foot Easement for Ingress, Egress and Public Utility ("the Easement") was dedicated to the County; and

WHEREAS, Because the Easement was intended to be a private ingress, egress easement and not a public easement the Board of Supervisors desires to vacate the Easement; and

WHEREAS, Pursuant to the authority granted by Section 15.2-2270 of the 1950 Code of Virginia, the Board desires to vacate the Easement and replace the Easement with a private ingress and egress easement by approving the recordation of the proposed plat entitled "Compiled Plat of Boundary Line Revision and Private 50' Easement For Ingress and Egress Between Robert L. and Geneva T. Davis and Brush Mountain Estates, L.L.C.

NOW, THEREFORE, BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes the vacation of the 50 foot Easement for Ingress, Egress and Public Utility that was dedicated to the County by Plat Book 27, page 88, and further authorizes the recordation of the plat entitled "Compiled Plat of Boundary Line Revision and Private 50' Easement for Ingress and Egress Between Robert L. and Geneva T. Davis and Brush Mountain Estates, LLC" vacating the Easement and that the Montgomery County subdivision agent is authorized to sign the said Plat on behalf of the County of Montgomery with said Plat incorporated and made a part of this Ordinance.

The vote on the foregoing ordinance was as follows:

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

NEW BUSINESS

**R-FY-11-99
SCHEDULE PUBLIC HEARING
REDISTRICTING ORDINANCE**

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 schedules a public hearing for Monday April 25, 2011 at 7:15 or soon thereafter in the Board Room at the Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia, in order to hear citizen comments on the proposed Ordinance Amending and Reestablishing the Election Districts, Election Precincts and Polling Places for the County of Montgomery, Virginia, based on the 2010 U. S. Census.

The vote on the foregoing resolution was as follows:

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

**R-FY-11-100
RESOLUTION ACKNOWLEDGING AND CONFIRMING
THE ESTABLISHMENT OF AN
INDEPENDENT RESCUE SQUAD
IN THE RINER AREA OF MONTGOMERY COUNTY, VIRGINIA**

On a motion by Doug Marrs, seconded by William H. Brown and carried unanimously,

WHEREAS, On September 13, 2004 the Montgomery County Board of Supervisors approved the concept of the Christiansburg Rescue Squad operating a satellite station in the Riner area; and

WHEREAS, In June 2010 the Montgomery County Fire and Rescue Commission made a request to the County Administrator that a rescue squad independent of the Christiansburg Rescue Squad be formed to serve the Riner area of the County of Montgomery; and

WHEREAS, Section 15.2-955 of the Code of Virginia states that no volunteer rescue squad shall be established in any locality without prior approval of the governing body; and

WHEREAS, On June 28, 2010 the Board of Supervisors requested and supported the creation of a rescue squad in the Riner area independent of the Christiansburg Rescue Squad; and

WHEREAS, The Board of Supervisors directed and authorized the County Administrator to appoint an advisory oversight committee to oversee both the creation of the new Rescue Squad in the Riner area and the transition of service from the Christiansburg Rescue Squad to the new Riner Volunteer Rescue Squad.; and

WHEREAS, On March 14, 2011 the Office of Emergency Medical Services declared the Riner Volunteer Rescue Squad had made application and stood for an inspection, all of which the squad passed successfully, and deemed the Riner Volunteer Rescue Squad to be operational as an independent rescue squad on March 15, 2011.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby acknowledges and confirms the Riner Volunteer Rescue Squad is duly operational and licensed to serve the Riner area of Montgomery County.

The vote on the foregoing resolution was as follows:

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

**R-FY-11-101
RESOLUTION TO DISSOLVE THE TOWING
ADVISORY BOARD**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

WHEREAS, The Towing Advisory Board was established by resolution of the Board of Supervisors on July 12, 2004 to act in an advisory capacity and make recommendations to the Board of Supervisors on issues relating to rates to be charged by towing or recovery operators for towing within the County; and

WHEREAS, In July 2006 Chapter 28 of Title 46.2 of the Code of Virginia established the State Board of Towing and Recovery Operators and provides that this board shall have the power and duty to enforce compliance with the requirements of Chapter 28 relating to towing and recovery operators and tow truck drivers; and

WHEREAS, The State Board of Towing and Recovery Operators is responsible for the oversight of towing and recovery operators, and tow drivers, in the state for (1) qualification and licensing purpose, (2) for consensual towing (requested by the owner), (3) non-consensual

towing (removal of an unauthorized vehicle from private property), and (4) police ordered towing for public safety purposes; and

WHEREAS, Local complaints are now being forwarded to the State Board of Towing and Recovery Operators since they are responsible for licensing and regulation of towing and recovery operators and for fielding complaints against the license holders.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby **Dissolves the Montgomery County Towing Advisory Board.**

The vote on the foregoing resolution was as follows:

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

**R-FY-11-102
PROCLAMATION
NATIONAL LIBRARY WEEK
APRIL 10-16, 2011**

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

WHEREAS, Libraries provide free access to all – from books and online resources for families to library business centers that help support entrepreneurship and retraining; and

WHEREAS, Our nation’s school, academic, public and special libraries make a difference in the lives of millions of Americans today, more than ever; and

WHEREAS, Librarians are trained professionals, helping people of all ages and backgrounds find and interpret the information they need to live, learn and work in a challenging economy; and

WHEREAS, Libraries are helping level the playing field for job seekers, with 88% of public libraries providing access to job databases and other online resources; and

WHEREAS, Our public libraries in Blacksburg, Christiansburg and Shawsville are places of opportunity providing programs that teach all forms of literacy, promoting continuing education and encouraging lifelong learning; and

WHEREAS, In times of economic hardship, Americans turn to – and depend on – their libraries and librarians; and

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

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby proclaims April 10-16, 2011 as National Library Week and encourages all residents to visit the library this week to take advantage of the wonderful library resources available to them.

The vote on the foregoing resolution was as follows:

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

INTO WORK SESSION

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

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

1. Eagle Rock Subdivision – Request for Private Streets

The vote on the foregoing motion was as follows:

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

Eagle Rock Subdivision – Request for Private Streets

Steve Sandy, Planning Director, provided information on the Eagle Rock Subdivision request to allow private subdivision streets off Oilwell Road on Prices Mountain. Triple J Investments, Inc., owns 619.2383 acres on Prices Mountain. On July 8, 1996, approximately 406 acres were rezoned from Agriculture to Residential. The developer desires to subdivide 132 acres on the north side of Prices Mountain into nine (9) individual lots to be accessed using a proposed private road, in excess of 1800 feet in length, ending in a cul-de-sac. The plan shows eight (8) potential home lots ranging from 4.57 to 10.41 acres, and one remainder tract totaling 72.29 acres that would use a private road to access Oilwell Road (SR 824).

At their March 16, 2011 meeting, the Planning Commission recommended approval of the request with several conditions, which the Developer has agreed to.

It is noted as part of the condition that each deed associated with each lot shall include a statement that the properties are accessed by a private road and the road will not be publicly maintained. The Developer has stated that a roads maintenance agreement is to be signed by all owners. Board members asked that a paragraph be added that states that School Transportation Department will not allow school bus pickup of students on private roads.

William Price, Triple J. Investments, addressed the Board regarding his request. Mr. Price stated there is a need for small parcels of land in a rural setting but close to town. They are not eager to have a public maintained road and want a private setting. He asked the Board to consider his request.

OUT OF WORK SESSION

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

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

The vote on the foregoing motion was as follows:

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

COUNTY ADMINISTRATORS REPORT

The County Administrator reported on the following:

- Road Viewers Board: Annually the Road Viewers Board meets to tour roads in order to review and prioritize citizen requests for rural additions and/or Board members request to add roads to the Six Year Secondary Road Improvement Plan and Revenue Sharing.

The County Administrator reported that no new requests have been received and the County did not apply for any revenue sharing funds. He asked if the Board was interested in meeting this year.

Board members all agreed that the Road Viewers Board would not meet this year as there are no new roads to be reviewed.

BOARD OF SUPERVISORS' REPORTS

Supervisor Biggs reported she and the Library Director Paula Alston attended a community forum to discuss needs and interests for high speed Internet access now, and in the future. She stated that there is a tremendous need for broadband and is something that will need to be addressed.

Supervisor Muffo reported at the last Loop Trail Meeting a state grant will be submitted through Virginia Tech Community Design Assistance Center for the Ellett Valley Connector Trail. A match of \$7,600 is needed. Supervisor Muffo stated that the Town of Blacksburg will provide half \$3,800 and asked if Montgomery County will provide the remaining \$3,800. Supervisor Muffo asked if the Board would support allocating the additional \$3,800 needed.

Board members agreed to add a resolution to transfer \$3,800 from general contingencies to the Ellett Valley Connector Trail on the next agenda.

Supervisor Creed stated that the park in Ellett Valley is owned by the Town of Blacksburg but located in the County. The Loop Trail Committee has been trying to obtain a right-of-way along the Smart Road in order for the trail to follow the Smart Road. They have not been successful in obtaining this right-of-way and VDOT will not respond to their request.

ADJOURNMENT

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously, the Board adjourned to Thursday, March 31, 2011 at 6:00 p.m.

The vote on the foregoing motion was as follows:

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

The Board adjourned at 9:40 p.m. .

APPROVED: _____
James D. Politis
Chair

ATTEST: _____
F. Craig Meadows
County Administrator