

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 16th DAY OF NOVEMBER 2005, AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Steve L. Spradlin	-Vice Chair
	Mary W. Biggs	-Supervisors
	Doug Marris	
	John A. Muffo	
	Annette S. Perkins	
	James D. Politis (Arrived 6:55 p.m.)	
	B. Clayton Goodman, III	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Financial & Management Director
	Marc Magruder	-Budget Manager
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors
ABSENT:	Gary D. Creed	-Chair

CALL TO ORDER

The Vice-Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by John A. Muffo, 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 (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. Office on Youth Advisory Board
 2. Personnel

- (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. P2005004
2. P2005005
3. P2005013
4. P2005043

- (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. 177 Corridor Agreement
2. Boundary Adjustment Agreement with the Town of Christiansburg.

The vote on the foregoing motion was as follows:

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

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by John A. Muffo 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>
Doug Marrs	None	Gary D. Creed
Annette S. Perkins		
James D. Politis		
John A. Muffo		
Mary W. Biggs		
Steve L. Spradlin		

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by John A. Muffo 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

Annette S. Perkins
James D. Politis
John A. Muffo
Mary W. Biggs
Doug Marrs
Steve L. Spradlin

NAYS

None

ABSENT DURING VOTE

Gary D. Creed

ABSENT DURING MEETING

Gary D. Creed

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATION OF AWARD

Virginia Association of Counties 2005 Achievement Award – Montgomery County Comprehensive Plan Participatory Planning Initiative

The Board of Supervisors presented the VACo 2005 Achievement Award to Meghan Dorsett, who accepted on behalf of the Montgomery County Planning staff. Montgomery County received a 2005 Achievement Award from the Virginia Association of Counties (VACo) for its Comprehensive Plan Participatory Planning Initiative. The VACo Achievement Award is a competitive program open to local government members of the association. VACo received 43 entries from 18 counties and only recognized ten outstanding programs.

PUBLIC HEARING

Personal Property Tax Relief Act of 1998

An ordinance to provide for the implementation of the 2004 – 2005 changes to the Personal Property Tax Relief Act of 1998.

The Assistant County Administrator provided a brief summary on the changes to the Personal Property Tax Relief Act of 1998. The PPTRA has been substantially modified by the General Assembly and capped the amount of reimbursement to each locality at 70%. Each locality has to determine how to implement these changes. The County is proposing to use a percentage of relief based on what the state provides.

There being no speakers the public hearing was closed.

PUBLIC ADDRESS

Vickie Miller, Connie Linkous, Sean Arthur, Sheriff Tommy Whitt, Arthur Hedrick, and Gary Ferrell spoke in support of additional lighting at the Whitethorne Boat Landing in McCoy.

David Dove spoke about concerns related to the proposed Walnut Creek development. Mr. Dove stated that there is still an issue with granting of access and right-of-way to adjoining properties.

John Neel, Gay & Neel, agent for Walnut Creek Development, offered to answer any questions the Board may have about the engineering aspects of the proposed Walnut Creek development.

Will Dibling, Gentry, Rakes, Locke and Moore, Attorney for Walnut Creek Development, addressed the concerns with access to adjoining property. Mr. Dibling assured the Board that the development would have no impact on property owners accessing their property. The property owners will continue to use the current access road. There is a 30 foot right-of-way easement and the property owners have requested a 50 foot right-of-way.

Steve Brumfield addressed the Board concerning the proposed Walnut Creek Development and access issues. Mr. Brumfield stated that adjoining property owners use an existing access road in order to access their property, otherwise, their land would be landlocked and requested they be granted use of the existing access.

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

DELEGATION

New River Valley Community Action

Jill Columbus, New River Community Action, presented a report on NRVCA. Of the 12,000 individuals served in the New River Valley, more than 4,000 individuals were in Montgomery County. Also, there are 29,000 individuals living in poverty in the NRV, with 17,000 of those individuals living in Montgomery County. The NRVCA offers programs for Children Health Intervention Program (CHIP), Homeless Intervention, SHARE, Emergency Assistance Program, and home repair.

Virginia Department of Transportation

David Clarke, VDOT's Resident Engineer, provided an update on road issues in Montgomery County. Mr. Clarke reported that VDOT is working on several maintenance issues such as brush cutting on Dark Run Road and cleaning ditches along Mt. Tabor.

Supervisor Muffo asked the status of the Board of Supervisors request for a permit to construct part of the loop trail across the Smart Road limited access. A decision will need to be known as the Loop Trail Committee will need to design alternate routes if the Commonwealth Transportation Board denies their request. Mr. Clarke will check the status of this request with the Commonwealth Transportation Board.

CONSENT AGENDA

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously, the Consent Agenda dated November 16, 2005 was approved.

The vote on the foregoing motion was as follows:

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

R-FY-06-64
SCHEDULE PUBLIC HEARING
ELLISTON & LAFAYETTE VILLAGE PLAN AMENDMENT
TO THE COMPREHENSIVE PLAN

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

WHEREAS, The Elliston & Lafayette Village and Village Expansion Area were identified in the Montgomery County 2025 Comprehensive Plan adopted on October 12, 2004; and

WHEREAS, The Elliston & Lafayette Village Plan Amendment has been prepared through a collaborative planning process involving the Village of Elliston (civic organization), Citizens at Large, Planning Commission, and County Staff in order to guide future development; and

WHEREAS, The Planning Commission held a public hearing on August 17, 2005 at the Elliston-Lafayette Elementary School and has recommended approval of the Elliston & Lafayette Village Plan Amendment.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby schedules a public hearing for Monday, December 19, 2005 at 7:15 p.m., or as soon thereafter, at the Montgomery County Government Center, 2nd Floor Board Room, 755 Roanoke Street, Christiansburg, Virginia to receive public comment on the Elliston & Lafayette Village Plan Amendment to the Montgomery County 2025 Comprehensive Plan.

A-FY-06-48
MONTGOMERY MUSEUM
AND LYRIC THEATRE GRANT

On a motion by Mary W. Biggs, seconded by John A. Muffo 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, 2006, for the function and in the amount as follows:

540 Social Services \$85,839

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

Revenue Account		
424102	Public Assistance	\$80,867
451203	Fund Balance	<u>\$ 4,972</u>
	Total	\$85,839

FURTHER, BE IT RESOLVED, That a transfer is hereby authorized, as follows:

FROM:

960 Special Contingencies (\$1,013)

TO:

540 Social Services \$1,013

Said resolution appropriates additional state funding and the related local match for the Non-View Daycare and Independent Living programs.

A-FY-06-51
MEADOWBROOK LIBRARY
APPROPRIATION OF DONATIONS

On a motion by Mary W. Biggs, seconded by John A. Muffo 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, 2006, for the function and in the amount as follows:

710 Meadowbrook Library \$289,844

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

Revenue Account		
416158	Donations	\$289,844

Said resolution appropriates donations for materials for the Meadowbrook Library.

BE IT FURTHER RESOLVED, That the Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2006 for the function and in the amount as follows:

330	Riner Rescue Squad	\$12,000
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account		
451100	Transfer from General Fund	\$12,000

Said resolution appropriates General Fund balance to be transferred to the County Capital Projects Fund for project management of the Christiansburg Rescue Squad Satellite - Riner Station.

OLD BUSINESS

Supervisor Politis made a motion, seconded by Supervisor Marrs to approve the Ordinance amending the zoning classification of 108 acres from A-1 to PUD-RES by Walnut Creek Development.

The County Attorney explained that revisions to the proffered condition #9 were submitted by the applicant. The revisions address the concerns that the Board of Supervisors expressed with the replacement or repair of adjoining landowners fences.

Supervisor Politis amended his motion to include the revisions to proffer condition #9, and Supervisors Marrs accepted the amended motion.

**ORD-FY-06-10
AN ORDINANCE AMENDING THE ZONING
CLASSIFICATION OF 108 ACRES
FROM AGRICULTURE (A-1) TO
PLANNED UNIT DEVELOPMENT RESIDENTIAL (PUD-RES)
WALNUT CREEK DEVELOPMENT**

On a motion by James D. Politis, seconded by Doug Marrs 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 108 acres of land is hereby amended and rezoned from the zoning classification of Agriculture (A-1) to Planned Unit Development Residential (PUD-Res) with the following proffered conditions:

1. Zoning Regulations and Conceptual Layout.

The Property will be developed substantially in accordance with the “Recommended Regulations and Narrative Summary for Walnut Creek” and the Conceptual Layout prepared by Gay & Neel, dated September 20, 2005 (the “Conceptual Layout”) as contained within the Regulations.

2. Number of Units.

No more than 325 residential dwelling units shall be constructed on the Property of which not more than 157 dwelling units shall be single-family detached units and not more than 168 dwelling units shall be single-family attached units (Townhouses).

3. Phasing.

To mitigate school population issues Applicant agrees as follows:

- (a) Not to sell more than 35 lots within one year from the date of final approval of its rezoning application;
- (b) Not to sell any of the Phase III (Townhomes) sites until two years after the date of final approval of its rezoning application; and
- (c) During the first six years of development of the Property, no more than 50 building permits shall be issued in any year (as defined below) for dwelling units to be constructed on the Property.
- (d) As used in this Proffer, each “year” commences with and includes the day of or the anniversary of the day that Applicant’s rezoning application was finally approved and includes the following 364 days. For example, if the Applicant’s rezoning application were finally approved on November 16, 2005, then the first year would commence November 16, 2005 and end November 15, 2006; the second year would commence on November 16, 2006 and end November 15, 2007; the third year would commence November 16, 2007 and end November 15, 2008; and so forth in the same manner.

4. Water Mains and Appurtenances.

The Property will be served by a public water system. Applicant will construct or cause to be constructed at no expense to the County or Town of Christiansburg (the “Town”) all water mains and appurtenances on the Property and will connect these water mains to publicly owned water mains. All water mains will be constructed to the higher of the standards of the County or the Town and will comply with the regulations and standards of all other applicable regulatory authorities. All water mains and appurtenances will be dedicated to public use.

5. Sewer Facilities.

The Property will be served by a public sewer system. Applicant will construct or cause to be constructed at no expense to the County or Town all sewer facilities on the Property and will connect these sewer facilities to publicly owned sewer facilities. Sewer facilities

to be provided by Applicant include a gravity sewer system within the development, a sewage pump station, and force main connection to the existing Town sewer system. All sewer facilities will be constructed to the higher of the standards of the County or the Town and will comply with the regulations and standards of all other applicable regulatory authorities. All sewer facilities will be dedicated to public use.

6. Access Road.

Houchins Road will be improved from Brammer Lane to the entrance to the Property, a total distance of approximately 2,250 feet, by construction of an asphaltic concrete paved surface of 24 feet in width. Applicant will contribute sufficient right-of-way contiguous to the Property to provide for a 50' right-of-way width. All improvements will be to Virginia Department of Transportation Secondary Road standards.

Construction of the improvements will take place in two phases. Phase one will provide for the widening of the roadway, placement of base stone, and application of tack coat for dust control. Phase one will be completed prior to the issuance of the first certificate of occupancy for a residence on the Property. Phase two will provide for the installation of a 2" SM9.5A, or equal, surface course on the previously widened roadbed. Phase two will be completed prior to the issuance of the 20th certificate of occupancy for a residence on the Property.

7. Intersection Improvements.

While the Town has indicated that no intersection improvements are required, the intersection of Roanoke Street and Houchins Road will be improved by the creation of right and left turn lanes of approximately 400 linear feet each and according to VDOT standards before the tenth Certificate of Occupancy is issued during Phase I. The striping will consist of a center double line and a single line separating the left and right turn lanes as shown on an attachment to the Conceptual Layout.

The Town of Christiansburg will provide the striping per e-mail dated September 26, 2005 from Lance Terpenney, Town Manager.

8. Emergency Access.

Emergency access to the Property will be provided through the Christiansburg Industrial Park. The access will be for use by official emergency vehicles only and will be posted with signs stating "For Use By Emergency Vehicles Only". The Applicant will, at no cost to the Town, construct the emergency access prior to issuance of the first Certificate of Occupancy for Phase One. Applicant will grade and provide a 12 foot wide gravel access road for emergency access as shown on the conceptual layout or in another location mutually agreed upon between the Applicant and Town. The gravel road may be paved during road construction in the Phase Three development, while maintaining the emergency access route. The emergency access point will be constructed with removable or collapsible bollards or other similar devices to prevent non-emergency use. The gravel road will be of sufficient thickness to allow for use by fire trucks and other heavy emergency equipment. The Applicant will provide CBR tests to confirm required base stone thickness. Access will be provided from Industrial Drive to Houchins Road.

9. Neighbor Fences.

Applicant will repair or cause to be repaired at its sole expense any damage caused to the fences of adjoining owners by Applicant, including the construction of a new fence to replace the existing fence along the private road adjacent to the Rake's property. The new fence will be constructed with the same type of gauge of wire as the existing fence, will use the same size posts, will be constructed with the same post spacing, and will include a gate at the approximate location of the cul-de-sac in Phase I as shown on the Conceptual Layout.

10. Stormwater.

Stormwater management practices will be designed to detain the post development peak flow rate to 60% of the pre-development peak flow rates for the 10 year, 2 year, and 1 year storm events. Furthermore, the post-development peak flow rate of the 25 year storm will be detained to the 10 year pre-development peak flow rate. All requirements of state Erosion and Sediment Control Law will be met. The common area will include a 50' wide riparian buffer to protect the existing stream as shown on the Conceptual Layout.

11. Open Space.

A minimum of 23.87 acres (22 percent) of the total gross area of the Property shall be reserved as common open space and/or recreational areas as shown on the Conceptual Layout. (Minimum required is 21.7 acres, or 20 percent)

A minimum of 9.57 acres (40.1 percent) of the common open space shall be suitable for active recreational usage, including both 20,000 square foot and 88,000 +/- square foot contiguous active recreational areas, all as shown on the Conceptual Layout. Additionally, a 10,300 +/- foot linear walking/nature trail corridor will offer 309,000 +/- square feet of active recreation. Total active recreation area will be 417,000 +/- square feet, or 9.57 acres. (Minimum required is 7.161 acres, or 30 percent)

Active recreation amenities will include the walking/nature trail (\$47,625), an asphalt basketball court (\$3,700), outdoor swing sets (\$8,592), benches and picnic tables (\$13,460) in both the 20,000 square foot and 88,000 +/- square foot contiguous active recreation areas and along the walking/nature trail, and appropriate landscaping (\$11,500). This figure represents expenditures of \$261.16 per unit (\$216.76 in 1997 dollars). Active recreation amenities will also be provided within Phase III of the development. There will be 8 amenities throughout Phase III that are maintained by the Homeowner's Association and will be available for use by all residents within the development.

12. Trails.

The Property will include an 8' wide hardwood mulch walking/nature trail system traversing portions of the dedicated open space as shown on the Conceptual Layout. The phased foot trail system will be constructed within each phase prior to the issuance of the

15th certificate of occupancy within each phase. The foot trails within the open space will be constructed in conjunction with the phase that is the most geographically adjacent to the proposed trail.

13. Use Restrictions.

Applicant will not construct any commercial or office buildings on the Property, except for use as a model home or temporary office.

14. Homeowner's Association.

A homeowner's association or associations will be formed for the development. The association or associations' documents will at a minimum address:

- Maintenance of open areas, buffers, trails, active recreation spaces, emergency access point and stormwater management facilities.
- Enforcement of maintenance and all regulations set forth in the association documents.

15. Design guidelines.

A design guidelines book will be completed and enforced by an appointed committee. This book will address architectural design and character of all structures.

16. Buffers.

The Townhouses (Phase III) will be buffered by a Type 4 Rear Landscape Buffer of 25 feet in width (consisting of natural and installed plant materials) as shown on the Conceptual Layout. A natural vegetative buffer of 50 feet in width will be maintained between the Property and the Christiansburg Industrial Park as shown on the Conceptual Layout. Additionally an existing vegetative buffer of 66 feet in width will remain undisturbed along the existing AFD-7 district, including the exception of the proposed 225' right-of-way along the AFD-7 district (as shown on the Conceptual Layout). This buffer may be on open space or proposed lots.

17. Access for Adjoining Owners.

Applicant will not deny or diminish adjoining owners existing access to their property.

This action was commenced upon the application of Walnut Creek Development (Agent: Gay & Keese, Inc.).

The property is located on the West side of Houchins Road approximately 1650 feet North of the Brammer Lane intersection and is identified as Tax Parcel Nos. 80-A-40,42,43 (Acct ID #'s 018438, 018439, 018440) in the Shawsville Magisterial District. The property currently lies in an area designated as Urban Expansion 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>
John A. Muffo	None	Gary D. Creed
Mary W. Biggs		
Annette S. Perkins		
James D. Politis		
Doug Marrs		
Steve L. Spradlin		

Supervisor Biggs stated for the record that her primary concerns with this rezoning are with traffic and schools. However, these concerns go beyond this one development but the entire growth in the County and Towns. She encouraged the Board, at some point, to hold a retreat to discuss the issues of growth and the need for infrastructure services and how the County will provide for these services in the future. Supervisor Biggs stressed the need to develop a plan to provide services. She believes what the Board has done in the past is not keeping up with what needs to be done and what we are approving as a Board.

Supervisor Perkins stated for the record that she voted to approve this rezoning, but wants to make clear that the developer will not deny or diminish any adjoining landowners access to their property.

Supervisor Spradlin stated for the record that the issue of access is a private civil matter that should be taken up between the landowner and the developer and not an issue that this Board should be dealing with.

ORD-FY-06-11
AN ORDINANCE AMENDING THE ZONING
CLASSIFICATION OF 34.21 ACRES
FROM AGRICULTURE (A-1)
TO RURAL-RESIDENTIAL (R-R)
BRUSH MOUNTAIN ESTATES, LLC

On a motion by John A. Muffo, seconded by Mary W. Biggs 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 34.21 acres of a 39.739 acre tract is hereby amended and rezoned from the zoning classification of Agriculture (A-1) to Rural-Residential (R-R) with the following proffered conditions:

1. Fortress Drive is being processed for take over by VDOT at this time and the proposed road will be designed and constructed to VDOT standards for inclusion in the state system when completed.
2. Drainfields have been located for all nine lots by a certified soils consultant. The drainfield for lot 1 was mistakenly omitted when surveys were done. This drainfield will be located and included on a final plat. All paper work along with the final plat will be submitted to VDH for approval as required.
3. Wording will be added to the “Covenants and Restrictions for Brush Mountain Estates Phase 6” to require, as legally allowable, tree, and brush clearing within 30’ feet of each dwelling to meet Montgomery County’s wildfire mitigation plan.
4. Roads will be designed with grades not to exceed 14% to aid emergency vehicle access.

This action was commenced upon the application of Brush Mountain Estates, LLC. (Agent: Draper Aden).

The property is located on the north side of Fortress Drive at the intersection of Pandapas Pond Road (US Rte. 460) along the eastern boundary of Brush Mountain Estates Phase 5. This parcel is identified as a separate and distinct part of Tax Parcel No. 15-A-16 (Acct ID # 008325) in the Mount Tabor Magisterial District (District A). 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>
Mary W. Biggs	None	Gary D. Creed
James D. Politis		
Doug Marrs		
John A. Muffo		
Annette S. Perkins		
Steve L. Spradlin		

Supervisor Biggs stated for the record that she continually worries about the water and sewer issues and believes there will be serious problems in the future in the Brush Mountain development. If foundations have shifted already, what will happen when you dig for a well and sewer.

ORD-FY-06-12
ORDINANCE AMENDING THE
2025 COMPREHENSIVE PLAN
BY ADDING THE PRICES FORK VILLAGE PLAN

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

WHEREAS, The Prices Fork Village and Village Expansion Area were identified in the Montgomery County 2025 Comprehensive Plan adopted on October 12, 2004; and

WHEREAS, The Prices Fork Village Plan Amendment has been prepared through a collaborative planning process involving the Prices Fork Citizen Advisory Committee, Citizens at Large, Planning Commission, and County Staff & Consulting Team in order to guide future development; and

WHEREAS, The Planning Commission held a public hearing on July 20, 2005 at the Prices Fork Elementary School and has recommended approval of the Prices Fork Village Plan Amendment; and

WHEREAS, The Board of Supervisors held a public hearing on October 24, 2005.

NOW, THEREFORE, BE IT ORDAINED, That the Board of Supervisors of Montgomery County, Virginia does hereby amend the Montgomery County 2025 Comprehensive Plan to include the Prices Fork Village Plan Amendment (revision dated August 10, 2005).

The vote on the foregoing ordinance was as follows:

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

ORD-FY-06-13
AN ORDINANCE AMENDING CHAPTER 8, ARTICLE IV,
ENTITLED SUBDIVISIONS, SECTION 8-132
OF THE CODE OF THE
COUNTY OF MONTGOMERY, VIRGINIA,
BY ADDING A REQUIREMENT THAT
100 YEAR FLOOD PLAIN AND BASE FLOOD ELEVATIONS
BE SHOWN ON ALL SUBDIVISION PLATS

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Section 8-132 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

Sec. 8-132 Land Subject to Flooding

Land that lies within the one hundred-year floodplain may be subdivided only if all proposed developments are in compliance with Chapter 10, Article XVII 3, Division 2 (Flood Damage Prevention Overlay) of the county zoning ordinance. A note identifying flood zone and applicable Flood Insurance Rate Map describing the flood hazard must be included on the final plat. The location of any HUD/FEMA designated one hundred-year floodplains and related base flood elevations shall be shown on the plat. The location of any HUD/FEMA approximated one hundred-year floodplains shall be shown on the plat. For all subdivisions of five (5) or more lots or fifty (50) or more acres, base flood elevations shall be calculated and shown on the plat for any HUD/FEMA approximated one hundred-year floodplain.

The vote on the foregoing ordinance was as follows:

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

ORD-FY-06-14
AN ORDINANCE AMENDING CHAPTER 8,
ARTICLE IV, ENTITLED SUBDIVISIONS,
SECTION 8-153 OF THE CODE OF THE COUNTY
OF MONTGOMERY, VIRGINIA,
TO ALLOW THE BOARD OF SUPERVISORS
TO EXCEPT SUBDIVISIONS FROM
CONNECTION TO A PUBLIC SEWER SYSTEM
WHEN THE SEWER LINE IS A FORCE MAIN

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

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Section 8-153 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

Sec. 8-153 Water and sewage facilities.

(a) If the boundary of the subdivision lies within two hundred (200) feet of a public water or public sewer system, the subdivider shall make the necessary improvements to connect all lots to such systems; provided that any necessary easements can be secured either by the subdivider or the utility, and that the public utility has the capacity needed to serve the subdivision. The Board of Supervisors may permit an exception to this requirement if connection to a public system can only be achieved by crossing a highway, railway, or stream or by connection to a force main sewer line. If the subdivider intends to provide a private water system or private sewer system, the subdivider shall submit construction plans and specifications therefore, and such shall be subject to the bond and other security provisions guaranteeing construction and maintenance provided elsewhere in this article. All construction plans must be approved by the appropriate agency prior to the approval of the final plat.

(b) If there are no plans to extend public sewer or approved private sewer to the subdivision, the agent or the Board of Supervisors shall not approve the final plat until the subdivider provides a written statement from the health department certifying the suitability of the subdivision for septic systems. Such certification shall state that soil evaluations have been performed and that each lot to be served by a septic system meets health department requirements for such a system. The following types of lots are exempt from this requirement:

- (1) Remainders, as defined in this article;
- (2) Lots intended to contain only an existing structure with an existing approved septic system; and
- (3) Lots that are to be used only for special purposes that do not require human presence, such as power substations, radio towers, pump stations, etc. A note shall be included on the plat to specify the use of such a lot and to state that it is not approved for construction of any occupied structure.

(c) Within flood prone areas all public water systems and public sewer systems shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharges from the systems into floodwaters. Onsite waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

The vote on the foregoing ordinance was as follows:

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

ORD-FY-06-15
AN ORDINANCE AMENDING CHAPTER 8,
ARTICLE IV, ENTITLED SUBDIVISIONS,
SECTION 8-156 OF THE CODE OF THE
COUNTY OF MONTGOMERY, VIRGINIA,
TO PROVIDE FOR COUNTY ENGINEER
REVIEW OF DRAINAGE ISSUES IN ALL SUBDIVISIONS

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Section 8-156 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

Sec. 8-156 Drainage.

(a) The subdivider shall make adequate provisions for storm and floodwater runoff, including the installation of all necessary drainage improvements and the dedication of all necessary drainage easements. Such easements shall be at least fifteen (15) feet in width. The County Engineer, with the assistance of the agent, has the authority, in all cases, to determine the adequacy of proposed drainage improvements and easements. In addition, the County Engineer, with the assistance of the agent, may require:

(1) Drainage easements through adjoining property to be provided by the subdivider.

(2) Low-lying lands along watercourses subject to flooding or overflowing during storm periods to be preserved and retained in their natural state of drainageways.

(b) If a subdivision involves new streets, the subdivider shall submit to the Virginia Department of Transportation all necessary information for the determination that adequate provision for storm and floodwater will be made. Written approval by the Virginia Department of Transportation of the drainage plans shall be submitted to the agent prior to the approval of the final plat.

(c) When required by Chapter 8, Article III of the Montgomery County Code, the subdivider must submit a soil erosion and sediment control plan. Such plan must be approved by the plan approving authority prior to approval of the final plat.

The vote on the foregoing ordinance was as follows:

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

ORD-FY-06-16
AN ORDINANCE AMENDING CHAPTER 8, ARTICLE IV,
ENTITLED SUBDIVISIONS, SECTION 8-173 and 8-175 OF THE CODE
OF THE COUNTY OF MONTGOMERY, VIRGINIA,
TO REQUIRE ADDITIONAL DATA TO BE SHOWN ON PRELIMINARY
AND FINAL PLATS FOR MAJOR SUBDIVISIONS,
REQUIRE THAT FINAL PLATS
FOR MAJOR SUBDIVISIONS BE SUBMITTED
IN A DIGITAL FORMAT APPROVED BY THE AGENT,
AND REQUIRE SIGNATURE OF COUNTY ENGINEER
ON ALL MAJOR SUBDIVISION PLATS

On a motion by Doug Marrs, seconded by John A. Muffo and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Sections 8-173 and 8-175 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

Sec. 8-173. Preliminary plat, major subdivisions.

(a) The subdivider shall submit three (3) copies of a preliminary plat to the agent. Preliminary plats must be drawn to scale and shall contain the following items:

(1) When the parcel to be subdivided is located within a previously platted subdivision, the name of such subdivision. When the property is not located within a previously platted subdivision, either the proposed name of the subdivision or the locally known name of the property.

(2) The name and address of the legal owner, date of purchase, previous owner and, if the deed is recorded, deed book and page number and plat book and page number. If the subdivider is other than the owner, the name and address of the subdivider shall also be given. When the legal owner or the subdivider is a corporation, then the name and address of the chief officer of the corporation shall also be given.

(3) The name and address of any surveyor, engineer or other professional involved in the plat design and preparation.

(4) Delineation of any existing and proposed easements and rights-of-way affecting the use of the property.

(5) The location of the proposed subdivision by an inset map at a scale of not less than two (2) inches equal one (1) mile, showing adjoining roads, their names and numbers, towns, subdivisions, true north arrow and other landmarks.

(6) Location of the property by tax parcel map number, parcel ID number, zoning district magisterial district, north arrow, with source of meridian, date of drawing, number of sheets and graphic scale.

(7) Location and dimensions of property lines, location of building setback lines, total acreage, acreage of subdivided area, acreage of dedicated right-of-ways, number and approximate area and frontage of all lots, existing buildings within the boundaries of the tract and names of owners and their property lines within the boundaries of the tract and adjoining such boundaries.

(8) All existing, platted and proposed streets, their names, numbers and widths; existing utility or other easements; public areas; culverts, drains and watercourses and their names; and other pertinent data.

(9) All parcels of land to be dedicated for public use and the conditions of such dedication.

(10) Proposed connections with existing sanitary sewers and existing water supply or alternate means of sewage disposal and water supply.

(11) Provisions for collection and discharging surface drainage.

(12) Location of any lot to be designated as a remainder, as defined in this article.

(13) Any additional data deemed necessary by the agent, such as topography.

(14) Table listing acreage and frontage for each lot.

(15) Table of assignment of lots under sliding scale, if applicable.

(16) Location of lands within the one hundred-year floodplain and base flood elevations when required.

(17) Location of any grave, object or structure marking a place of burial.

(b) The agent shall make a recommendation to the planning commission concerning approval or disapproval of the preliminary plat. The commission shall then approve or disapprove the preliminary plat.

(c) The commission shall advise the subdivider in writing of approval or disapproval of the preliminary plat. In the case of disapproval, the commission shall state the reasons for disapproval and notify the subdivider of all changes needed to make the plat acceptable. Approval by the commission of the preliminary plat does not constitute a guarantee of approval of the final plat.

(d) The subdivider shall submit a final plat within one (1) year of the approval of a preliminary plat. Failure to do so shall make the preliminary plat null and void. The commission may, on written request from the subdivider, grant an extension of this time limit.

Sec. 8-175. Final plat, major subdivisions.

(a) The subdivider shall submit two (2) paper copies of a final plat along with a digital copy in a format approved by the department. Each plat shall contain the following items:

(1) All items required in the preliminary plat, unless exempted by the agent;

(2) All certifications required by section 8-134;

(3) Location of approved septic drainfields and reserve areas. Location of existing dwellings and their septic drainfields and reserve areas;

(4) A space for the chairman of the board of supervisors and the chairman of the planning commission, and the subdivision agent and the county engineer to sign the plat.

(b) When all requirements of this article have been met, the chairman of the board of supervisors and the chairman of the planning commission shall sign the plat to indicate that it is approved for recordation.

(c) It shall be the responsibility of the subdivider to file the approved final plat with the office of the clerk of the appropriate court within six (6) months after final approval; otherwise, the agent shall make such plat "void" and notify the office of the clerk of the appropriate court. At the same time of filing of the final plat, the subdivider shall record the agreement of dedication and such other legal documents as the local government attorney requires to be recorded.

(d) In order to allow phased development of a subdivision, a subdivider may submit a final plat and construction plans for a portion of a subdivision described in an approved preliminary plat.

The vote on the foregoing ordinance was as follows:

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

NEW BUSINESS

**R-FY-06-65
MEMORANDUM OF AGREEMENT
MENTAL HEALTH ASSOCIATION**

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby enters into an agreement with the Mental Health Association of the New River Valley for the administration of the federal grant award for the Rural Multi-jurisdictional Bridge Program for Post-Booking Jail Division.

BE IT FURTHER RESOLVED, The Board of Supervisors hereby authorizes B. Clayton Goodman, III, County Administrator, to sign said agreement on behalf of the Board of Supervisors.

The vote on the foregoing resolution was as follows:

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

R-FY-06-66

RESOLUTION OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA DECLARING ITS INTENTION TO REIMBURSE ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT FINANCINGS FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE IN CONNECTION WITH THE ACQUISITION OF A CERTAIN CAPITAL PROJECTS FOR THE COUNTY

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

WHEREAS, the County of Montgomery, Virginia (**the "County"**) is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, the County has paid, beginning no earlier than (60 days prior to adoption of this resolution), and will pay, on and after the date hereof, certain expenditures (**the "Expenditures"**) in connection with the acquisition of a certain capital project, listed on the **attached Schedule A** for the County (**the "Projects"**); and

WHEREAS, the Board of Supervisors of the County (**the "Board"**) has determined that those moneys previously advanced no more than 60 days prior to the date hereof and to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the County for the Expenditures from the proceeds of one or more issues of tax-exempt bonds (**the "Bonds"**); and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA, AS FOLLOWS:

Section 1. The Board hereby declares, in accordance with U.S. Treasury Regulation Section 1.150-2, as amended from time to time, the County's intent to reimburse the County with the proceeds of the Bonds for Expenditures with respect to the Projects made on and after the date which is no more than 60 days prior to the date hereof. The County reasonably expects on the date hereof that it will reimburse itself for the Expenditures with the proceeds of the Bonds.

Section 2. Each Expenditure was and will be either (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditures), (b) a cost of issuance with respect to the Bonds, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the County so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the County.

Section 3. The maximum principal amount of the Bonds expected to be issued for the Projects is set forth on **Schedule A**.

Section 4. The County will make a reimbursement allocation, which is a written allocation by the County that evidences the County's use of proceeds of the Bonds to reimburse

an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Projects are placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The County recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, certain de minimis amounts, expenditures by "small issuers" (based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least 5 years.

Section 5. The County previously adopted resolutions relating to its intent to reimburse itself for Expenditures on the Projects on August 25, 2003 and December 15, 2003, respectively, which are ratified, adopted and confirmed by reference in this resolution.

Section 6. This resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED THIS 16TH day of NOVEMBER, 2005.

The vote on the foregoing resolution was as follows:

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

**SCHEDULE A
PROJECTS**

Description of Project	Estimated Maximum Amount of Tax-Exempt Financing
<i>Additional land and improvements thereto relating to parking facilities for the County Government Center Building</i>	<i>\$750,000</i>
<i>Additional land for the Blacksburg High School Stadium and for additional school facility uses</i>	<i>\$1,300,000</i>

R-FY-06-67
PSA DEFERRAL OF
REIMBURSEMENTS FOR FINANCIAL SERVICES

On a motion by James D. Politis, seconded by Doug Marrs and carried,

WHEREAS, The Public Service Authority (PSA) has encountered cash flow difficulties due to the Huckleberry Sewer Project; and

WHEREAS, The PSA is requesting the County for a deferral on repaying the County for financial services retroactive to July 1, 2005 through June 30, 2006 in order to lessen the strain on PSA's cash flow; and

WHEREAS, The County agrees to grant the PSA a deferral on payment for financial services only should the PSA be unable to meet their monthly cash flow needs.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that should the PSA be unable to meet their monthly cash flow needs, the County Administrator is authorized to defer payments from the PSA for financial services, including providing the PSA with any retroactive payments previously made by the PSA since July 2005 to the County, if needed in addition to the monthly deferral.

FURTHER, BE IT RESOLVED, The County Administrator shall notify the Board should such deferral be needed.

The vote on the foregoing resolution was as follows:

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

R-FY-06-68
REQUEST TO GENERAL ASSEMBLY
4 FOR LIFE FUNDS

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

WHEREAS, In 2002 the General Assembly passed legislation (HB 82) that increased the vehicle registration fee from \$2.00 to \$4.00 per registration, to be distributed to localities to be used for emergency medical services through our volunteer rescue squads, local governments and the Department of Health's Office of Emergency Medical Services; and

WHEREAS, Since 2002, \$3.45 million of these funds have been annually transferred to the state's general fund and used for Commonwealth Preparedness and not returned to localities; and

WHEREAS, Had this not occurred, localities would have received an estimated additional \$1.8 million in 4-For Life Funding through an increase in locality funding, grants, and Rescue Squad Assistance Fund grants.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby requests Senator John Edwards, Senator Brandon Bell, Delegate Jim Shuler and Delegate Dave Nutter to support the return of these funds to localities for use by Emergency Medical Services in the Commonwealth and in Montgomery County.

The vote on the foregoing resolution was as follows:

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

R-FY-06-69
WHITETHORNE BOAT LANDING
AUTHORIZATION TO PURCHASE
ADDITIONAL LIGHTING

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

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby authorizes the purchase of 3 HPS dusk-to-dawn lights to be installed at the Whitethorne Boat Landing and not to exceed \$11,000.

BE IT FURTHER RESOLVED, The County Administrator is authorized to choose the most cost effective way to purchase electrical service from American Electric Power whether it be a monthly charge of \$29.11 per light or the County assuming responsibility for maintaining the lights and paying for only kilowatt hour usage, all costs will be charged to the General Services Budget.

The vote on the foregoing resolution was as follows:

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

R-FY-06-61
OFFICE ON YOUTH ADVISORY BOARD
APPOINTMENT

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

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Bradley W. Finch** to the Office on Youth Advisory Board effective November 17, 2005 and expiring November 16, 2008.

The vote on the foregoing resolution was as follows:

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

R-FY-06-62
OFFICE ON YOUTH ADVISORY BOARD
APPOINTMENT

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

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Justin A. Mosby** to the Office on Youth Advisory Board effective November 17, 2005 and expiring November 16, 2008.

The vote on the foregoing resolution was as follows:

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

R-FY-06-63
OFFICE ON YOUTH ADVISORY BOARD
APPOINTMENT

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

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Michael Williams** to the Office on Youth Advisory Board effective November 17, 2005 and expiring November 16, 2008.

The vote on the foregoing resolution was as follows:

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

INTO WORK SESSION

On a motion by Annette S. Perkins, seconded by James D. Politis and carried unanimously,

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

1. Preliminary Revenue Projects for FY 2007

The vote on the foregoing motion was as follows:

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

Preliminary Revenue Projections for FY 2007

The Budget Manager made a presentation on the Preliminary Revenue Projections for FY 2007. The average increase in growth to the Land Book per year is approximately \$91 million or 2.93%. In recent years, the County has been adding between \$100 and \$129 million per year. The Budget Manager provided three scenarios for the real estate property tax projections as follows:

- Scenario #1: Add \$100 million to the land book for FY 07
Increase revenues by \$731,701.

- Scenario #2 Add \$110 million to the land book for FY 07
Increase revenues by \$783,695.

- Scenario #3 Add \$120 million to the land book for FY 07
Increase revenues by \$835,687.

A better estimate of FY 06 collections can be provided after the December 2005 payments and staff will continue to review the revenue collections thru FY06. Staff will provide an update on the revenue projections and budget requests at the Board's January 23, 2006 meeting.

OUT OF WORK SESSION

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>
Mary W. Biggs	None	Gary D. Creed
John A. Muffo		
Annette S. Perkins		
Doug Marrs		
James D. Politis		
Steve L. Spradlin		

BOARD MEMBERS' REPORT

Supervisor Biggs requested that the Board continue to receive reports from the County/Town Liaison meetings and the County/School Liaison meetings. She finds these to be helpful.

Supervisor Politis attended a transportation meeting held by Governor-Elect Tim Kaine today. The meeting centered on construction and maintenance problems throughout the state. Also discussed was the Interstate 81 plans for improvement/widening.

Supervisor Muffo reported that the New River Valley Community Services is holding final interviews with the Executive Director candidates.

Six Mile Loop Trail The Loop Trail Committee will be requesting support from Montgomery County and the Town of Blacksburg to submit a grant application for the loop trail. This request should be forthcoming in the next several months.

Supervisor Spradlin encouraged the Board members to forward any legislative concerns or issues to the County Administrator before the Legislative Dinner scheduled for November 28, 2005 in order to add them to the agenda.

ADJOURNMENT

On a motion by James D. Politis, seconded by Mary W. Biggs and carried unanimously, the Board adjourned to Monday, November 28, 2005 at 5:00 p.m. for a Special Meeting with the Legislators.

The vote on the foregoing motion was as follows:

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

The meeting adjourned at 10:35 p.m.

APPROVED: _____ ATTEST: _____

Gary D. Creed Chair	B. Clayton Goodman, III County Administrator
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