

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 24TH DAY OF MAY, 1999 AT 7:15 P.M. IN THE BOARD CHAMBERS, COUNTY COURTHOUSE, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Joseph V. Gorman, Jr.	-Chairman
	Mary W. Biggs	-Vice Chairman
	Ira D. Long	-Supervisors
	Annette S. Perkins	
	James D. Politis	
	Joe C. Stewart	
	Jeffrey D. Johnson	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	T.C. Powers, Jr.	-Planning Director
	Jeffrey Scott	-Zoning Administrator
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary

ABSENT:	Larry N. Rush	-Supervisor
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CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Chairman called the meeting to order and the Pledge of Allegiance was recited.

PUBLIC ADDRESS SESSION

Dan Fleming representative from the Blacksburg Chapter of the American Association of Retired Persons (AARP), expressed the concerns of AARP on the proposed Water and Sewer Amendments into the Comprehensive Plan. Mr. Fleming said AARP supports a much further study being made by County leaders before any action is taken. AARP is also concern with the “urban sprawl” in the County and would like to see unmet infrastructure needs to be in place before expanding further. Mr. Fleming said AARP does support controlled growth based on careful long range planning. Mr. Fleming said the AARP Legislative Committee and Board of Directors request that the proposed Water and Sewer Amendment not be adopted.

Tom Dunkenberger thanked the Board for their continued support for growth in the estern portion of

Montgomery County. The new Elliston Site High School is almost complete and the Montgomery-Floyd Regional Library has purchased approximately 2.5 acres of land adjacent to the new high school for a proposed library. The land was purchased by monies received in donations by Montgomery County citizens. Mr. Dunkenberger appealed to the Board to consider completing the athletic fields at the new Elliston Site High School now instead of in the future. He said the cost would be less expensive now than a later date. The Elliston and Shawsville area lacks recreation space and the current athletic field lacks adequate bleachers. There is also a safety concern with busing students back and forth from the new high school to the athletic fields at the old school. Mr. Dunkenberger asked the Board to consider this issue.

Scott Hagood President of the Shawsville Athletic Boosters, requested the Board of Supervisors to consider completing the athletic fields at the new Elliston Site High School now instead of waiting in the future. Mr. Hagood said that a new high school should be completely functional in all aspects and now was the time to construct the fields. The current provisions is to grade the area for the fields and construct them at a later date, it makes more sense to complete the fields while the equipment is available. There are only two (2) fields available and very limit to use. Mr. Hagood asked the Board to consider appropriating funds for the construction of the athletic fields.

INTO WORK SESSION

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

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

-Revised Zoning Ordinance, Montgomery County dated November 18, 1998.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Ira D. Long	None	Larry N. Rush
James D. Politis		
Joe C. Stewart		
Annette S. Perkins		
Mary W. Biggs		
Joseph V. Gorman, Jr.		

OUT OF WORK SESSION

On a motion by Mary W. Biggs, seconded by Ira D. Long and carried unanimously,

BE IT RESOLVED, That 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	Larry N. Rush
Ira D. Long		
James D. Politis		
Joe C. Stewart		
Annette S. Perkins		
Joseph V. Gorman, Jr.		

ADD TO THE AGENDA -ADDENDUM

On a motion by Ira D. Long, seconded by Mary W. Biggs and carried unanimously, the following addendum dated May 24, 1999 was added to the agenda:

Authorization to Fill Position - Information Management Analyst

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
Annette S. Perkins		
Joe C. Stewart		
Mary W. Biggs		
Ira D. Long		
Joseph V. Gorman, Jr.		

CONSENT AGENDA

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously, the Consent Agenda dated May 24, 1999 was approved . The vote was as follows:

AYE

Annette S. Perkins

Mary W. Biggs

Ira D. Long

James D. Politis

Joe C. Stewart

Joseph V. Gorman, Jr.

NAY

None

ABSENT

Larry N. Rush

Approval of Minutes

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

The minutes of March 22, March 29, April 12, and April 26, 1999 were approved with changes to April 26, 1999 minutes.

Schedule Public Hearings

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County hereby schedules a public hearing on Monday, June 28, 1999 at 7:15 p.m. in Courtroom B, County Courthouse, Christiansburg, Virginia to hear citizens comments on the following:

1. Rezoning Request
C.R. Duffner (Agent: Jacqueline Earnist-Watson) request to rezone 0.6267 acres; Tax Parcel No. 90-(4)-2A from A-1 (Agriculture) to GB (General Business). Property is located at 1539 Gantt Drive in the Riner Magisterial District.
2. Amend Zoning Ordinance
Proposed Amendment to the Montgomery County Zoning Ordinance to add Public Libraries as a permitted use in the Agriculture (A-1), Residential (R-1), Residential (R-2) and Residential (R-3) zoning districts.

Social Services- Recovered Costs

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

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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, 1999, for the function and in the amount as follows:

540	Social Services	\$348
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The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>		
02540-419108	Recovered Costs	\$348

Said resolution appropriates recovered costs for the Medicaid and Adult Care Residency pre-screening monies for other public assistance services.

Procurement - Laser Check Printing Equipment

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a purchase order to **Standard Register** of Roanoke, Virginia for \$24,984 for a laser check printing solution which includes the purchase and installation of services and equipment.

Procurement- Cost Allocation Plan

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a term contract to **Maguire Associates of Virginia, Inc.** of Midlothian, Virginia for \$3,500 per year to prepare the County's annual cost allocation plan.

Said contract may be renewed annually up to a total of five years with the County having the option to purchase Maguire Associates' cost allocation software at the end of the third year for \$5,000.

Christiansburg Volunteer Rescue Squad - Radios

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a purchase order to **Two-Way Radio, Inc.** of Wytheville, Virginia for \$11,680 for various radio and communications equipment.

Parks & Recreation - Vending Services

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a term contract to **KID BIZ, INC.** of Blacksburg, Virginia to provide food services at the Montgomery County Frog Pond, which may be renewed annually up to a total of five years.

FURTHER, The contractor shall pay the County an agreed upon percentage of the sales volume generated each season.

Parks & Recreation - Beverage Vending Services

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a term contract to **PEPSI, INC.** of Christiansburg, Virginia to provide beverage vending services at the Montgomery County Frog Pond and this contract may be renewed annually up to a total of five years.

FURTHER, The contractor shall pay the County an agreed upon percentage of the sales volume generated each season.

Parks & Recreation-Snack Vending Machine Services

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a term contract to **LANCE, INC.** of Riner, Virginia to provide snack vending machine services at the Montgomery County Frog Pond and this contract may be renewed annually up to a total of five years.

FURTHER, The contractor shall pay the County an agreed upon percentage of the sales volume generated each season.

Montgomery-Floyd Regional Library-Systems Furniture

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a purchase order to **Harris Office Furniture**, of Roanoke, Virginia for \$6,390 for the purchase of systems furniture for the Montgomery-Floyd Regional Library which includes purchase and installation.

Montgomery-Floyd Regional Library - Microfilmed Editions of the News Messenger

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a purchase order to **UMI, Bell & Howell Information and Learning** of Detroit, Michigan for \$5,300 for the purchase of microfilm containing various editions of the News Messenger dating from 1950 to 1980, for the Montgomery-Floyd Regional Library.

Swing Contract for Serials

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby authorizes the purchase of subscription services for Serials vendors from contracts established by the Southwest Virginia Information Network Group, Inc. (SWING) in such amounts as are appropriate to obtain the lowest price on these items.

Said contract is valid through June 30, 2001, with options to renew for additional periods.

Addition to the Secondary System of State Highways-Sterling Drive

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously,

WHEREAS, The street described below is shown on a plat recorded in the Clerk's Office of the Circuit Court and currently serves at least 3 families per mile; and

WHEREAS, The Virginia Department of Transportation has deemed this county's current subdivision control ordinance meets all necessary requirements to qualify this county to recommend additions to the secondary system of state highways, pursuant to Section 33.1-229, Code of Virginia; and

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WHEREAS, After examining the ownership of all property abutting the street, this Board finds that speculative interest does not exist.

NOW THEREFORE, BE IT RESOLVED, That the Montgomery County Board of Supervisors requests the Virginia Department of Transportation to add the following streets to the secondary system of state highways, pursuant to Section 33.1-229, Code of Virginia:

ADDITION:

Name of Subdivision

Plantation Cove

Name of Street:

Length

Sterling Drive

From End State Maintenance Route 786 (Sterling Manor)

0.23

To Cul -de-Sac

Plat Recorded: July 28, 1998

Plat Book 18, Page 190

BE IT FURTHER RESOLVED, The Board guarantees a clear and unrestricted right-of-way of 50', as described, and any necessary easements for cuts, fills, and drainage; and

BE IT FURTHER RESOLVED, This Board requests the Virginia Department of Transportation to improve said street to the prescribed minimum standards, funding said improvements pursuant to Section 33.1-229, Code of Virginia; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

OLD BUSINESS

Option Agreement-Blacksburg School Site

On a motion by Ira D. Long, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby approves to exercise the option to purchase lot four (4) of the H. M. Linkous Home Tract from Louise K. Linkous, Trustee of Louise K. Linkous Revocable Trust for the purchase price of Three Hundred Thousand Dollars (\$300,000.00) pursuant to the Option Agreement between Louise K. Linkous, Trustee of the Louise K. Linkous Revocable Trust and the County of Montgomery, Virginia, dated November 30, 1998.

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BE IT FURTHER RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia authorizes Jeffrey D. Johnson, County Administrator, to notify the Agent for Louise K. Linkous, Trustee of the Louise K. Linkous Revocable Trust, of the Board of Supervisors' decision to exercise the option to purchase the above described property as required under the Option Agreement referenced above.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Joe C. Stewart	None	Larry N. Rush
James D. Politis		
Ira D. Long		
Mary W. Biggs		
Annette S. Perkins		
Joseph V. Gorman, Jr.		

Option Agreement- Blacksburg School Site

On a motion by Mary W. Biggs, seconded by Ira D. Long and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby approves to exercise the option to purchase lot five (5) of the H. M. Linkous Home Tract from the heirs of Cora B. Linkous for the purchase price of Two Hundred Sixty Thousand Dollars (\$260,000.00) pursuant to the Option Agreement between the heirs of Cora B. Linkous and the County of Montgomery, Virginia, dated December 23, 1998.

BE IT FURTHER RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia authorizes Jeffrey D. Johnson, County Administrator, to notify the Agent for the heirs of Cora B. Linkous of the Board of Supervisors' decision to exercise the option to purchase the above described property as required under the Option Agreement referenced above.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
Joe C. Stewart		
Annette S. Perkins		
Mary W. Biggs		
Ira D. Long		
Joseph V. Gorman, Jr.		

American Electric Power (AEP) Proposed 765 kV Transmission Line From Wyoming to Jacksons Ferry

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

WHEREAS, Pursuant to Case Number PUE 970766, Appalachian Power Company requested approval from the State Corporation Commission to construct a 765 kV transmission line within numerous counties in Virginia, including the County of Montgomery. The 765 kV transmission line is proposed from Appalachian Power Company's Wyoming County Station in West Virginia to its Cloverdale Station in Virginia; and

WHEREAS, By resolution dated November 24, 1997, the Board of Supervisors of the County of Montgomery, Virginia, opposed the proposed routes for the 765 kV transmission line that is included in Appalachian Power Company's application Case Number PUE 970766 due to the adverse impact on the developed residences within the proposed corridor, and on the scenic, historical, recreational, and sensitive environmental areas within Montgomery County; and

WHEREAS, On May 18, 1998, the Board of Supervisors filed a Protest with the State Corporation Commission in Case Number PUE 970766 as a Protestant opposing the proposed routes for Appalachian Power Company's 765 kV transmission line from Wyoming to Cloverdale; and

WHEREAS, Pursuant to the Protest filed with the State Corporation Commission, the Board of Supervisors urged the State Corporation Commission to complete a comprehensive independent assessment of other alternatives available other than constructing a 765 kV transmission line through the County of Montgomery, Virginia. Specifically, the Board of Supervisors requested the State Corporation Commission to have a complete comprehensive independent assessment of the Wyoming to Jacksons Ferry alternative be done in order to determine whether this alternative would have less of an overall negative impact on scenic, historical, recreational and sensitive environmental areas than the proposed Wyoming to Cloverdale alternative; and

WHEREAS, In September, 1998, the State Corporation Hearing Examiner, Howard Anderson, directed Appalachian Power Company to complete an in-depth study of the Wyoming to Jacksons Ferry alternative 765 kV project; and

WHEREAS, On May 7, 1999, Appalachian Power Company filed a five (5) volume report with the State Corporation Commission relating to the Wyoming to Jacksons Ferry 765 kV alternative transmission line and related facilities. The report showed that the Wyoming to Jacksons Ferry 765 kV alternative would meet the immediate transmission needs of Appalachian Power Company and at the same time the alternative would be much shorter in length and would have less of an impact on residences, the environment and the National Forest.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of

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Montgomery, Virginia, that the Board of Supervisors hereby supports the Wyoming to Jacksons Ferry 765 kV transmission line as an alternative to Appalachian Power Company's proposed Wyoming to Cloverdale 765 kV transmission line due to the Wyoming to Jacksons Ferry alternative being approximately seventy-five (75) miles shorter in length, and thus less environmentally intrusive and less costly and the alternative also proposes to impact seventy-eight (78) fewer residences, and there is a proposed reduction of approximately 306 hectares of National Forest affected while still meeting the immediate needs of the Appalachian Power Company; and

BE IT FURTHER RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia, hereby expresses its gratitude and appreciation to the State Corporation Commission for its decision to require Appalachian Power to conduct the in-depth study of the Wyoming to Jacksons Ferry 765 kV alternative transmission line; and

BE IT FURTHER RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia, hereby directs the County Attorney to file a certified copy of this Resolution with the State Corporation Commission.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Ira D. Long	None	Larry N. Rush
James D. Politis		
Annette S. Perkins		
Joe C. Stewart		
Mary W. Biggs		
Joseph V. Gorman, Jr.		

NEW BUSINESS

County Facilities Space Study - Authorization to Pursue Architectural and Engineering Services

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

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby

authorizes the County Administrator to solicit proposals for architectural and engineering services for the current Enterprise Center building to serve as county administration offices based on the recommendations of the County space study consultants.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Larry N. Rush
Ira D. Long		
James D. Politis		
Annette S. Perkins		
Joe C. Stewart		
Joseph V. Gorman, Jr.		

Commonwealth Transportation Board De-obligate the Previous Allocation, then Re-obligate Industrial Access Road Funds for Falling Branch Industrial Park

On a motion by James D. Politis, seconded by Ira D. Long and carried unanimously,

Whereas, On February 3, 1997 the Board of Supervisors of Montgomery County, Virginia adopted a Resolution applying to the Commonwealth Transportation Board for Industrial Access Road Funds to construct the primary access road into its planned Falling Branch Industrial Park, in anticipation of beginning construction immediately; to successfully attract a “Prospect” industry; and

Whereas, The Commonwealth Transportation Board approved the County’s application on February 20, 1997, for \$ 450,000 (\$300,000 unmatched and \$150,000 matched), with a \$150,000 local contribution, in full support of the Falling Branch Park project; and

Whereas, The County’s “Prospect” industry did not, in fact, locate in the Falling Branch Industrial Park, causing the County to re-schedule the construction of the Industrial Park to better coincide with the planned completion of VDOT’s construction of the new I-81 interchange, connecting corridor 3A; further, the County made certain design changes to improve the industrial site(s) layout, as well as to improve the access plan to terminate the access roadway at a new and different point, having little to no impact on the budgeted cost estimates; and

Whereas, The County has completed the final design for the Industrial Park development and access road engineering and has begun on-site development of the Falling Branch Industrial Park, now scheduled for completion in the Fall of 1999, which is also the anticipated date of completion for the adjacent 3A, I-81 interchange project; and

Whereas, The County must secure a qualified industry by the Spring of 2000 or the performance Bond will terminate; and

Whereas, Securing a qualified industry in the completed Industrial Park by Spring 2000 constrains the time available to market the Industrial Park to the most successful qualified industries; and

Whereas, The Transportation Board may assist Montgomery County in securing the most qualified industry for the Industrial Park by de-obligating the allocated Access Road Funds and, re-obligate these Funds for construction of the Industrial Park access roadway, thus extending the timeframe to obtain an industry by allowing the County a reasonable time to attract a qualified industry; and

Whereas, The County plans to administer the construction of the project to assist in the timely construction of the access roadway; the existing \$150,000. matching funds on deposit with VDOT shall remain, and the \$450,000. bond shall be renewed to guarantee performance, all Right- of- Way documentation is complete and on file with VDOT.

NOW, THEREFORE BE IT RESOLVED, That the Montgomery County Board of Supervisors requests that the Commonwealth Transportation Board de-obligate the Industrial Access Road Funds previously approved for the Falling Branch Industrial Park, and upon that action, re-obligate (re-allocate) these Funds for the immediate construction of the access roadway into the Industrial Park from the new I-81 interchange.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Joe C. Stewart	None	Larry N. Rush
Mary W. Biggs		
Ira D. Long		
James D. Politis		
Annette S. Perkins		
Joseph V. Gorman, Jr.		

Authorization to Fill Position - Public Facilities

On a motion by Ira D. Long, seconded by Mary W Biggs and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby authorizes the County Administrator to fill the following position:

Custodian - Public Facilities

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	Larry N. Rush
Joe C. Stewart		
Mary W. Biggs		
James D. Politis		
Ira D. Long		
Joseph V. Gorman, Jr.		

Authorization to Fill Position- Information Management

On a motion by Ira D. Long, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby authorizes the County Administrator to fill the following position:

-Information Management Analyst

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Ira D. Long	None	Larry N. Rush
Annette S. Perkins		
Joe C. Stewart		
Mary W. Biggs		
James D. Politis		
Joseph V. Gorman, Jr.		

COUNTY ATTORNEY’S REPORT

The County Attorney reported a petition hearing is scheduled for May 25, 1999 in Vinton to set schedules for public hearings on the Price’s Fork Incorporation. Mr. Noonkeester has hired an attorney to represent the Price’s Fork Committee. The County Attorney will report back to the Board on the meeting.

COUNTY ADMINISTRATOR’S REPORT

The County Administrator mention that a copy of the Road Update Report was in the Board packet for their review. He asked if any of the Board of Supervisors had concerns with the roads they would like to add. Supervisor Perkins asked if Susannah Drive (SR 830) and McDowell Court (SR 802) in Blacksburg could be added to the 6-Year Road Plan.

BOARD MEMBERS’ REPORTS

Supervisor Politis reported that the Virginia Department of Transportation did an excellent job in installing a guardrail in Indian Valley and paving on Laurel Ridge Road.

Social Services Board Supervisor Politis attended the Social Services Board meeting and mentioned that there was no Board Member appointed to the Social Services Board. He requested that there be a Board Member appointed and would volunteer to be appointed.

Appointment-Social Services Board

On a motion by Ira D. Long, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that **James D. Politis** is hereby appointed to the Social Services Board effective May 25, 1999 and expiring May 24, 2003.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Larry N. Rush
Ira D. Long		
James D. Politis		
Joe C. Stewart		

Annette S. Perkins
Joseph V. Gorman, Jr.

Supervisor Perkins reported that the dinner for the High School/High Tech Children with Disabilities will be held June 2, 1999 at Donaldson Brown Center sponsored by the Corporate Research Center. This program is to encourage children with disabilities to enter into the technology fields.

Freedom of Information Act - Supervisor Perkins attended the Freedom of Information Act Seminar held May 21, 1999 at the Wytheville Community College. The seminar gave an overview of the changes to the Act effective July 1, 1999.

Human Services Commission will meet on Thursday, May 27, 1999.

Supervisor Long requested the County Administrator to check to see if Daisy Road (SR 779) is on the Rural Addition List and the projected completion time.

Supervisor Biggs attended the School Board meeting on May 18, 1999. The meeting was held at the Elliston/Lafayette Elementary School after a tour of the new Elliston Site High School. The School Board Budget was approved for FY 99-2000 and the School Board members once again expressed appreciation to the Board of Supervisors for their support for the schools in the County's budget.

Planning Commission Supervisor Biggs attended the Planning Commission meeting held May 19, 1999. The Planning Commission formed a committee called Utilities and Land Use Planning. The first meeting will be held Tuesday, May 25, 1999 to discuss the Proposed Water and Waste Water Projects.

The Planning Commission also requested that the Board of Supervisors extend the number of days for the 2232 Review process from 60 days to 90 days. This would allow them ample time to schedule a public hearing and review the request.

Chairman Gorman discussed the Utilities and Land Use Planning Committee. The committee was formed by the Planning Commission. The committee will consist of members from the Board of Supervisors, Planning Commission, Public Service Authority and County Staff. The Committee will hold its first meeting on Tuesday, May 25, 1999. The mission and goals for the committee will need to be established.

Virginia's First Regional Industrial Facilities Authority Chairman Gorman requested the County Administrator to get information regarding the acquisition of land near the New River Valley Airport by the Virginia's First Regional Industrial Facilities Authority.

Ownership of School Property Chairman Gorman discussed the ownership of school property. It appears

that the School Board holds deeds to all the school property with the exception of Kipps Elementary, Riner Elementary and the Elliston Site High School. The Chairman stated he does not see any reason why the deeds to these properties could not be transferred to the Schools. He requested that the item be added to the Boards June 14th meeting for further discussion.

INTO EXECUTIVE SESSION

On a motion by James D. Politis, seconded by Joe C. Stewart and carried unanimously,

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

Section 2.1-344(A)

(1) Discussion of the Appointment of Personnel

1. Human Services Commission

(7) Consultation with Legal Counsel and Briefings from Staff Members, Consultants or Attorneys, Pertaining to Actual or Probable Litigation, or Other Specific Legal Matters Requiring the Provision of Legal Advice by Counsel

1. County of Montgomery vs Draper Aden

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Ira D. Long	None	Larry N. Rush
Annette S. Perkins		
Joe C. Stewart		
Mary W. Biggs		
James D. Politis		
Joseph V. Gorman, Jr.		

OUT OF EXECUTIVE SESSION

On a motion by Ira D. Long, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors ends their Executive Session to return to

Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
Ira D. Long		
Annette S. Perkins		
Joe C. Stewart		
Mary W. Biggs		
Joseph V. Gorman, Jr.		

CERTIFICATION OF EXECUTIVE SESSION

On a motion by Mary W. Biggs, seconded by Ira D. Long and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened an executive 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 2.1-344.1 of the Code of Virginia requires a certification by the Board that such executive 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 executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the executive meeting were heard, discussed or considered by the Board.

VOTE

AYES

Annette S. Perkins
Joe C. Stewart
James D. Politis
Ira D. Long
Mary W. Biggs
Joseph V. Gorman, Jr.

NAYS

None

ABSENT DURING VOTE

Larry N. Rush

ABSENT DURING MEETING

Larry N. Rush

APPOINTMENTS

Human Services Commission

On a motion by Mary W. Biggs, seconded by Ira D. Long and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that Claire Cole Vaught is hereby appointed to the Human Services Commission effective June 1, 1999 and expiring May 31, 2002.

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that Dr. Raymond D. Dyer is hereby appointed to the Human Services Commission effective June 1, 1999 and expiring May 31, 2002.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
Annette S. Perkins		
Ira D. Long		
Mary W. Biggs		
Joe C. Stewart		
Joseph V. Gorman, Jr.		

ADJOURNMENT

On a motion by Ira D. Long, seconded by Annette S. Perkins and carried unanimously, the Board adjourned to Monday, June 14, 1999 at 7:15 p.m.

The meeting adjourned at 10:00 p.m.