

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 28TH DAY OF JUNE, 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
	Larry N. Rush	
	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
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary

ABSENT:	Annette S. Perkins	-Supervisor
	James D. Politis (left at 7:35 p.m.)	-Supervisor

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

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

PUBLIC HEARINGS

The following public hearings were advertised pursuant to law in the *News Messenger* on June 12, 1999 and June 19, 1999 and in the *Current Section of the Roanoke Times* on June 13, 1999 and June 20, 1999:

Rezoning Request

C.R. Duffner (Agent: Jacqueline Earnest-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.

This rezoning would allow the expansion of an existing automobile dealership in a commercial area of Plum

Creek.

There being no speakers, the public hearing was closed.

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.

Currently libraries are permitted only in PUD's. Schools and churches are permitted by right in A-1; R-1; R-2, and R-3 zoning. Public Libraries might be considered to have similar impacts.

There being no speakers, the public hearing was closed.

VDOT - Conveyance of Drainage Easement

Conveyance of drainage easement to the Virginia Department of Transportation in order to provide stormwater drainage from Woods Vista Drive to an existing drainage easement. This property is a portion of the Plum Creek Park dedicated to Montgomery County in 1993 and is located in the Riner Magisterial District.

There being no speakers, the public hearing was closed.

PUBLIC ADDRESS SESSION

Joe Painter spoke on land use issues. Mr. Painter stated that all citizens have the right to know the history of any land being sold. The government should not have the right to disclose information on land. For example, the Price's Meadow Subdivision is being built on a landfill. Each potential buyer should have the right to know everything about land being purchased.

Connie Price spoke on the food and drink policy at the Montgomery County Frog Pond. She does oppose the public bringing coolers into the pool area due to the limited staff at the pool to enforce the policy. There is the possibility of alcoholic beverages being brought in. She also stated she agrees with the limitation of food/beverage into the pool area. She stated that the picnic shelter was only 50 ft away from the pool for the public to use.

Susan Cupp spoke in opposition of the food and drink policy at the Montgomery County Frog Pond. She does oppose the public bringing in coolers due to the possibility of alcohol being brought into the pool area but the public should be allowed to bring toddler cups and bottles into the pool area.

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William Massie requested the Board of Supervisors to approve his request for rezoning and special use permit to allow expansion for his mobile home park on Pepper's Ferry Road (State Route 114) tonight instead of referring it back to the Planning Commission again for another public hearing. He stated that he has complied with all the requirements since he first submitted his request in 1995.

This matter is listed under Old Business for consideration by the Board.

ADDENDUM # 1

On a motion by Ira D. Long, seconded by James D. Politis and carried unanimously the following addendum dated June 28, 1999 was added to the agenda:

Authorization to Fill Position- Assessment-Assistant Assessor

The vote on the following was as follows:

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

ADDENDUM # 2

On a motion by Ira D. Long, seconded by Mary W. Biggs and carried unanimously, the following addendum dated June 28, 1999 was added to the agenda:

Executive Session

Section 2.1-344(A) (5) Discussion Concerning a Prospective Business or Industry or 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. Prospective Business

The vote on the following was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
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BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the following appropriation for the fiscal year ending June 30, 2000 be and the same is hereby made effective July 1, 1999 for the function and in the amount as follows:

660	School Construction	\$16,309,344
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451204	School Construction Fund Balance	\$16,309,344
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Elliston Site High School - Repayment of Advance

On a motion by Ira D. Long, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer is hereby authorized, as follows:

FROM:

940	Elliston Site High School (CIP)	(\$2,500,000)
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TO:

09	School Operating Fund	\$2,500,000
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Said resolution restores the \$2,500,000 advance from the School Operating fund to the General Fund in a CIP account in advance of the proceeds from the 1999A and 1999B bond sale received on June 21, 1999.

Two for Life Fund Allocation

On a motion by Ira D. Long, seconded by Larry N. Rush 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, 1999, for the function and in the amount as follows:

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331 Grants-Two for Life \$28,455

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

Revenue Account

424401 State Grants -Two for Life \$28,455

Said resolution appropriates funds received from the Two for Life program for use by the Volunteer Rescue Squads.

Recovered Costs: Sheriff

On a motion by Ira D. Long, seconded by Larry N. Rush 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, 1999, for the function and in the amount as follows:

310	Sheriff-State	\$ 217
321	Forfeited Asset Sharing Program	\$17,005
321	DARE	<u>\$ 45</u>
		\$17,267

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

Revenue Account

419108	Recovered Costs- Sheriff	\$ 217
419104	Confiscations	\$17,005
419117	Recovered Costs - DARE	<u>\$ 45</u>
		\$17,267

Said resolution appropriates monies to cover the recovered costs from a rebate on a purchase of cleaning supplies, recovered costs from extraditions, monies received as part of the Forfeited Asset Sharing Program from the Department of Criminal Justice Services and donations to the DARE program.

Grant Appropriation-Sheriff

On a motion by Ira D. Long, seconded by Larry N. Rush 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:

321	Grants-Selective Traffic Enforcement	\$10,000
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The sources of the funds for the foregoing appropriation is as follows:

Revenue Account

424401	State Grant Proceeds	\$10,000
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Said resolution appropriates monies from the State Selective Traffic Enforcement grant.

Supplemental Appropriation: Treasurer and Commissioner of Revenue

On a motion by Ira D. Long, seconded by Larry N. Rush 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, 1999, for the function and in the amount as follows:

150	Commissioner of Revenue	\$13,281
160	Treasurer	\$24,912
140	Information Management Services	<u>\$ 9,900</u>
	Total	\$48,093

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

Revenue Account

423100	Shared Expenses	\$48,093
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Said resolution appropriates amounts approved for reimbursement from the Compensation Board to assist with additional costs incurred as a result of the new Personal Property Tax Relief Act.

Forfeited Asset Sharing Program: Commonwealth's Attorney

On a motion by Ira D. Long, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the

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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:

200	Commonwealth's Attorney	\$ 90
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

190170	Confiscations-Commonwealth's Attorney	\$ 90
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Said resolution appropriates monies received as part of the Forfeited Asset Sharing Program from the Department of Criminal Justice Services.

School Operating Fund: Supplemental Appropriation

On a motion by Ira D. Long, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Operating 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:

School Operating Fund

610	Instruction	\$412,857
630	Pupil Transportation	\$ 18,836
640	Operations/Maintenance	<u>\$ 12,500</u>
	Total	\$444,193

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

Revenue Account:

418910	Insurance Refunds	\$ 18,836
424272	Alternative Education	\$161,892
433228	Federal Drug Free Schools	\$ 34,000
424234	Benefits - Other State Agencies	\$ 55,706
418302	Rebates and Refunds	<u>\$173,759</u>
	Total	\$444,193

Said resolution appropriates the additional monies generated during the year.

School Cafeteria Fund: Supplemental Appropriation

On a motion by Ira D. Long, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Cafeteria 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:

651	School Cafeteria Fund	\$76,000
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The sources of the funds for the foregoing appropriation are as follows:

Revenue Account:

416124	Local Cafeteria Revenues	\$50,000
433213	Federal National School Lunch Program	<u>\$26,000</u>
	Total	\$76,000

Said resolution appropriates the additional monies generated from cafeteria services.

Appropriation of Canteen Fund

On a motion by Ira D. Long, seconded by Larry N. Rush 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, 1999, for the function and in the amount as follows:

180	Internal Service - Canteen/Vending Machines	\$690
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

419112	Canteen Fund	\$690
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Said resolution appropriates revenue collected from vending machines in the employee canteen.

Supplemental Appropriation: Library

On a motion by Ira D. Long, seconded by Larry N. Rush 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, 1999, for the function and in the amount as follows:

710	Montgomery Library	\$ 4,696
720	Floyd Library	<u>\$ 25</u>
	Total	\$ 4,721

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

<u>Revenue Account</u>		
416158	Library Donations	\$ 2,525
419108	Recovered Costs	<u>\$ 2,196</u>
	Total	\$ 4,721

Said resolution appropriates donations and recovered costs for use by the Library.

Microfilm/Microfische Reader/Printer- Library

On a motion by Ira D. Long, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby agrees to award a purchase order to **ImageMAX of Virginia, of Forest, Virginia**, for \$8705 for a microfilm/microfiche reader printer for the Montgomery-Floyd Regional Library Headquarters.

Addition to the Secondary System of State Highways- Turnberry Lane

On a motion by Ira D. Long, seconded by Larry N. Rush 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 the Department's Subdivision Street Requirements; and

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 street to the secondary system of

state highways, pursuant to Section 33.1-229, Code of Virginia:

ADDITION:

Auburn Hills Golf Club, L.L.C.

<u>Name of Street:</u>	<u>Length</u>
Turnberry Lane	
From State Route 8	
To Cul-de-Sac	0.73 MI
Plat Recorded, 07-16-98	
Plat Book 18: Page: 178 & 179	

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

Remove from Table-Revised Purchasing Policy

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby **removes from the table** the Revised Purchasing Policy.

The vote on the following motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	Joe C. Stewart	Annette S. Perkins
Ira D. Long		James D. Politis
Larry N. Rush		
Joseph V. Gorman, Jr.		

Revised Purchasing Policy

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried,

WHEREAS, By resolution adopted on the 14th day of February, 1984, the Board of Supervisors of Montgomery County, Virginia, enacted procedures for the procurement of goods and services for the County, which resolution has been amended from time to time, most recently having been on August 28, 1995; and

WHEREAS, The Commonwealth of Virginia has adopted legislation known as the Virginia Public Procurement Act (Chapter 7 of Title II, Section 11-35 et seq.); and

WHEREAS, Section 11-41F of this Act authorizes local governing bodies to establish written small purchase procedures; and

WHEREAS, The Board of Supervisors now deems it to be in the best interest of the County to again amend the resolution of February 14, 1984 so as to provide for changes in small purchasing procedures; and

WHEREAS, All officers, offices, departments and agencies of Montgomery County will comply with this Act.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Procurement Resolution of February 14, 1984 is hereby amended and reordained as follows:

1. Departments may purchase items up to \$1,000.
2. The Purchasing Department may approve purchases up to \$15,000.
3. The County Administrator may approve purchases up to \$30,000.
4. The Board of Supervisors' approval level increases from \$5,000 to \$30,000 per item.
5. Items approved by the Board of Supervisors through the budget process require only the County Administrator's approval for purchase.
6. Emergency and sole source purchases must continue to meet the criteria set forth in the Code of Virginia. Emergency and sole source purchases made by the Purchasing Department must be reported to the Board of Supervisors at the next Board Meeting after the purchase.

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7. Emergency purchases must be approved by the County Administrator.
8. Informal solicitation will be allowed by departments for purchases up to \$300.
9. Three bids will be required by departments for purchases from \$301 - \$1,000.
10. Three bids will be required by the Purchasing Department for purchases from \$1,001 - \$5,000.
11. Four bids will be required by the Purchasing Department for purchases from \$5,001 - \$30,000.
12. Sealed bids will be solicited by the Purchasing Department for items over \$30,000, except when competitive negotiation, sole source, or emergency procedures are more appropriate.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Ira D. Long	Joe C. Stewart	Annette S. Perkins
Larry N. Rush		James D. Politis
Mary W. Biggs		
Joseph V. Gorman, Jr.		

Remove from the Table - Rezoning and Special Use Permit Request - Billy D. Massie (Agent: Draper-Aden Associates)

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

BE IT RESOLVED, By the Montgomery County Board of Supervisors that the Billy D. Massie (Agent: Draper-Aden Associates) request to rezone 42.4 acres from Agriculture (A-1) to Planned Mobile Home Residential (PMR) with a Special Use Permit to allow expansion of an existing mobile home park on Peppers Ferry Road (State Route 114) is hereby **removed from the table.**

The vote on the foregoing motion was as follows:

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

Refer to Planning Commission- Rezoning And Special Use Permit Request - Billy D. Massie (Agent: Draper-Aden Associates)

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

WHEREAS, The Board of Supervisors of Montgomery County tabled the Billy D. Massie (Agent: Draper-Aden Associates) request to rezone 42.4 acres from Agriculture (A-1) to Planned Mobile Home Residential (PMR) with a Special Use Permit to allow expansion of an existing mobile home park on Peppers Ferry Road (State Route 114) by resolutions of May 22, 1995 and November 15, 1995 until the necessary upgrades could be made to the Public Sewer Service in the area ; and

WHEREAS, The Public Sewer Service problem is presently being addressed with the construction of the Belview Sewer Project; and

WHEREAS, Since there have been significant changes in circumstances in the four years since the original public hearing, a public hearing should be held in order to allow the public to comment on the proposed rezoning.

NOW THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Billy D. Massie (Agent: Draper-Aden Associates) request to rezone 42.4 acres from Agriculture (A-1) to Planned Mobile Home Residential (PMR) with a Special Use Permit to allow expansion of an existing mobile home park is hereby referred to the Planning Commission for review and recommendation.

BE IT FURTHER RESOLVED, That the Planning Commission is directed to hold a new public hearing to receive citizen comments on this request.

The vote on the foregoing motion was as follows:

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

Joseph V. Gorman, Jr.

NEW BUSINESS

Request to Declare Montgomery County a Drought Area

On a motion by Joe C. Stewart, seconded by Larry N. Rush and carried unanimously,

WHEREAS, There are extreme drought conditions throughout Montgomery County, which has caused widespread, severe crop and grass damage; and

WHEREAS, The lack of satisfactory grass crops has required farmers to use normal winter food reserves; and

WHEREAS, The County has experienced significant losses in pasture, hay, corn grain due to drought conditions; and

WHEREAS, There appears to be no relief in the foreseeable future; and

WHEREAS, These conditions will cause severe financial loss to the farmers of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby petitions the Honorable James S. Gilmore, III, Governor of the Commonwealth of Virginia, to declare Montgomery County a drought area in order to provide the means for those affected to qualify for some relief assistance.

The vote on the foregoing motion was as follows:

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

Paul and Rebecca Underwood-Rezoning Request - TABLED

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

BE IT RESOLVED, That the Paul and Rebecca Underwood (Agent: Howard and Donna

Sawyers) request to rezone 20 acres; Tax Parcel 103-A-13E from A-1 (Agriculture) to PIN (Planned Industrial) located behind 609 Lovely Mount Drive in the Riner Magisterial District **is hereby tabled** in order to allow the 177/Tyler Avenue Corridor Study to be completed.

The vote on the foregoing motion was as follows:

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

Expansion of the Community Policy and Management Team (CPMT) Membership

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County, Virginia created a Community, Policy and Management Team (CPMT) and its membership pursuant to the Code of Virginia on October 22, 1992; and

WHEREAS, The Board of Supervisors now desires to expand the membership of this group.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors hereby adds the following as members to the said Team:

1. Assistant County Administrator of Montgomery County or his or her designee
2. Director of Human Services or his or her designee

FURTHER, The Director of the Montgomery County Office on Youth shall be allowed to send his or her designee.

The vote on the foregoing motion was as follows:

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

Joseph V. Gorman, Jr.

Supplemental Appropriation: General District Court

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 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:

220	General District Court	\$420
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

419108	Recovered Costs	\$170
414204	Courthouse Maintenance Fees	<u>\$250</u>
	Total	\$420

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

FROM:

550	General Contingencies	(\$750)
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TO:

220	General District Court	\$750
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Said resolution appropriates additional funds for use by the General District Court and provides additional funding necessary to cover the purchase of a new chair for the judges.

The vote on the foregoing motion was as follows:

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

Long Shop McCoy Fire Department:

On a motion by Ira D. Long, seconded by Joe C. Stewart and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer is hereby authorized, as follows:

FROM:

550 General Contingencies (\$3,000)

TO:

940 Long Shop McCoy Fire Department CIP \$3,000

Said resolution transfers funds from Contingencies for repairs to a Pumper/Tanker truck.

The vote on the foregoing motion was as follows:

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

Appropriation of the FY 2000 Budget

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 the following appropriation for the fiscal year ending June 30, 2000 be and the same is hereby made effective July 1, 1999 for the organizations indicated on the attached listing.

FURTHER, The Treasurer is hereby authorized to make the necessary transfers between funds as required to keep expenditure accounts appropriated by the Board of Supervisors and revenue estimates approved by the Board of Supervisors in balance by Fund.

FURTHER, The Treasurer is hereby authorized to make the necessary wire transfers, as appropriate.

**EXPENDITURE ACCOUNTS
TO BE APPROPRIATED**

GENERAL FUND

100	Board of Supervisors	\$ 242,621
110	County Administrator	527,157
120	County Attorney	152,758
130	Financial and Management Services	395,488
132	Insurance	125,449
140	Information Management Services	454,824
150	Commissioner of Revenue	378,456
152	Assessment - 100% County	306,179
160	Treasurer	390,099
162	Collections - 100% County	301,694
170	Registrar	206,414
180	Internal Services	266,168
200	Commonwealth Attorney	376,481
210	Circuit Court	71,300
220	General District Court	18,050
230	Juvenile and Domestic Relations Court	11,637
240	Magistrate	4,585
250	Circuit Court Clerk - 100% County	439,128
310	Sheriff-Co/State Support	3,863,731
320	Sheriff-County Support	414,255
330	Fire and Rescue	350,631
340	Animal Control	170,065
400	Public Facilities	954,425
410	Solid Waste/Environ. Protection	1,456,740
420	Engineering Environmental Services	256,760
510	Comprehensive Services	291,735
520	Human Services	253,516
530	Public Health	348,817
540	Social Services	3,624,354
700	Parks and Recreation	492,157
710	Regional Library	1,407,697
800	Planning and Inspections	551,544
810	Economic Development	234,564
900	Revenue Refunds	94,456
910	Other Agencies	618,556
920	General Government Debt Service	1,334,548
940	Capital Improvements	850,000
950	Contingencies - General	254,000
960	Contingencies - Special	378,406
990	Adjustments for Internal Services	<u>(33,688)</u>

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TOTAL GENERAL FUND		\$ 22,835,757
LAW LIBRARY FUND		
290	Law Library	\$ 17,600
600 SCHOOL OPERATING FUND		
610	Instruction	\$ 46,572,940
620	Administration, Attendance, and Health	2,067,481
630	Pupil Transportation	2,422,735
640	Operations and Maintenance	6,816,787
650	Other Non-Instructional Operations	47,320
700	Debt Service	<u>3,007,715</u>
TOTAL SCHOOL OPERATING FUND		\$ 60,934,978
611	SCHOOL TEXTBOOK FUND	\$ - 0 -
621	SCHOOL ECIA FUND	\$ 1,076,000
651	SCHOOL CAFETERIA FUND	\$ <u>2,728,324</u>
TOTAL SCHOOL SPECIAL FUNDS		\$ 3,804,324
GRAND TOTAL EXPENDITURES		\$ <u>87,592,659</u>

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

ESTIMATED RESOURCES

GENERAL FUND

REVENUE

General Property Taxes	\$ 30,628,820
Other Local Taxes	7,229,704
Other Undesignated Revenue	1,346,525
Resources Designated by Department	<u>9,691,970</u>
Subtotal	\$ 48,897,019

OTHER

Transfers to School Operating Fund:	\$ (26,911,262)
Designated Fund Balance - Capital Reserve	<u>850,000</u>
Subtotal	\$ (26,061,262)

TOTAL GENERAL FUND RESOURCES: \$ 22,835,757

LAW LIBRARY FUND

REVENUE	\$	15,000
USE OF FUND BALANCE		<u>2,600</u>
TOTAL LAW LIBRARY FUND RESOURCES	\$	17,600

SCHOOL OPERATING FUND

REVENUE	\$	4,023,716
TRANSFER FROM GENERAL FUND		<u>26,911,262</u>
TOTAL SCHOOL OPERATING FUND	\$	60,934,978
SCHOOL CAFETERIA FUND RESOURCES	\$	2,728,324
SCHOOL TEXTBOOK FUND RESOURCES	\$	- 0 -
ECIA(ESEA) FUND RESOURCES	\$	<u>1,076,000</u>
GRAND TOTAL ALL RESOURCES	\$	<u>87,592,659</u>

The vote on the foregoing motion was as follows:

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

Authorization to Fill Positions

On a motion by Ira D. Long, seconded by Larry N. Rush and carried unanimously,

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

- RSVP - Secretary A
- Planning Department - Planner
- Assessment - Assistant Assessor

The vote on the foregoing motion was as follows:

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

Resolution of Recognition - Jimmy Gilmore

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Jimmy Lee Gilmore lost his own life in the course of his heroic and successful efforts to save the life of Jennifer Preston, in a swimming accident at McCoy Falls on the New River on May 17, 1999; and

WHEREAS, Jimmy Lee Gilmore is survived by a three-year old daughter, Jayme Leigh Gilmore, who deserves to remember her father as the brave and unselfish man he was; and

WHEREAS, In the words of those who knew and loved him, his daughter Jayme Leigh Gilmore meant the world to him; he was an excellent and caring father; with a compassionate heart and willingness to help others; and

WHEREAS, Jimmy Lee Gilmore died committing an act considered by his friends and family to be characteristic of his life, of his courage, and of his selflessness; and

WHEREAS, There is no greater sacrifice than to lay down one's own life for another person, *Jimmy Lee Gilmore* committed the ultimate act of human kindness in his efforts to help Jennifer Preston.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that *Jimmy Lee Gilmore* is hereby recognized for his valor, for his generosity, and for his benevolence in forsaking his own safety and well-being - indeed his own life - to rescue another human being whose life was in danger.

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

GIVEN under our hand this 28th day of June, in the year of our Lord 1999.

The vote on the foregoing motion was as follows:

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

COUNTY ATTORNEY'S REPORT

Price's Fork Township The Commission of Local Government will be taking a tour of Price's Fork and holding a public meeting on July 21-22, 1999. The tour will begin at 10:30 a.m. and the public meeting will be held at 7:00 p.m. at the Price's Fork Grange Hall. This tour and meeting will give the Commission the opportunity to hear citizens comments on Price's Fork petition to become a town.

Freedom of Information Act- The Freedom of Information Act revisions will take effect July 1, 1999. There will be training classes scheduled in the future for county staff to become familiar with the Act and the changes that will occur.

COUNTY ADMINISTRATOR'S REPORT

Strategic Planning Work Session Work Sessions needs to be scheduled for either July or August to discuss the Strategic Planning for the County.

Virginia Tech Airport At the New River Airport Commission meeting discussion included the forming of a joint commission to include the Virginia Tech Airport, New River Valley Airport and surrounding localities regarding the possible capital financing for the airports.

Discussion of Personnel A resolution will be presented to the Board in Other Business to discuss the personnel issue in the Information Management Services Department. There are two long term employees who have a number of years experience in the county's information system. With the implementation of the new computer system their experience is valuable. The proposed resolution will amend the Compensation and Classification Plan to add a Senior Information Management Analyst position at a Grade 9; and authorize the County Administrator to establish the pay step within the grade for the Information Management Analyst and Senior Information Management Analyst .

BOARD MEMBERS' REPORTS

Supervisor Perkins Supervisor Biggs gave Supervisor Perkins report in her absence. The Economic Development Commission at their last meeting discussed the Smart Road and the Multi-Mobile Transportation Plan which will be funded by Federal Grant money.

New River Planning District Commission-The PDC passed a resolution reaffirming the Commissions goal that State Route 114 and State Route 8 needs improvements before the NRV Link Road should be considered.

Supervisor Biggs reported that she attended a conference on June 16-18, 1999 in Richmond called Virginia Sustainable Future. This conference was solutions for Environment, Business, and Communities.

School Board Meeting - The School Board will tour the Auburn Middle School at their next meeting which all Board of Supervisor Members are invited to attend. The meeting will follow the tour at the Middle School. The Superintendent's contract was renewed for four (4) more years. Discussion included past funding for athletic facilities; whether they were funded from donations and whether the County has contributed any portion of funds. Also, the Adult Education Program held their graduation. There were 91 graduates receiving their GED's.

Supervisor Biggs also commented on the County's Newsletter and commended the Public Information Officer on a good job.

Supervisor Rush reported he will be attending the next Parks and Recreation Committee meeting in which the Montgomery County Frog Pond's food and drink policy will be discussed. He stated he would keep the other Board Members informed.

Chairman Gorman reported that the State Board of Elections has sent information concerning budget issues that will effect the County. One budget issue is that localities will bear the cost of the presidential primary. Another budget issue that is pending, depending on if the State Board of Elections changes its current law, is that localities may have to replace voting equipment to make it accessible for disabled people. According to the State Board of Elections, none of the current equipment is accessible. This bill will be voted on at the end of the year.

INTO EXECUTIVE SESSION

On a motion by Mary W. Biggs, seconded by Ira D. Long 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 Appointment of Personnel

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1. Community Policy and Management Team (CPMT)
 2. Community Services Board
 3. Human Services Commission (Board of Directors)
 4. Library Board
 5. Social Services Board
- (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. Price's Fork Incorporation
- (5) Discussion Concerning a Prospective Business or Industry or 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. Prospective Business

The vote on the following motion was as follows:

AYE

Larry N. Rush

Ira D. Long

Joe C. Stewart

Mary W. Biggs

Joseph V. Gorman, Jr.

NAY

None

ABSENT

Annette S. Perkins

James D. Politis

OUT OF EXECUTIVE SESSION

On a motion by Ira D. Long, seconded by Joe C. Stewart and carried unanimously,

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

The vote on the following motion was as follows:

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

CERTIFICATION OF EXECUTIVE SESSION

On a motion by Larry N. Rush, seconded by Mary W. Biggs 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
Mary W. Biggs
Joe C. Stewart
Larry N. Rush
Ira D. Long

Joseph V. Gorman, Jr.

NAYS

None

ABSENT DURING VOTE

Annette S. Perkins

James D. Politis

ABSENT DURING MEETING

Annette S. Perkins

James D. Politis

APPOINTMENTS

COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby reappoints **Suzanne Bentley** as citizen representative on the Community Policy and Management Team (CPMT) effective July 1, 1999 and expiring June 30, 2001.

The vote on the foregoing motion was as follows:

AYE

Mary W. Biggs

Joe C. Stewart

Larry N. Rush

Ira D. Long

Joseph V. Gorman, Jr.

NAY

None

ABSENT

Annette S. Perkins

James D. Politis

COMMUNITY SERVICES BOARD

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously,

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BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby reappoints **Jean Bourne** to the Community Services Board effective July 1, 1999 and expiring June 30, 2002.

The vote on the foregoing motion was as follows:

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

HUMAN SERVICES COMMISSION (BOARD OF DIRECTORS)

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby appoints **Denise Towe** to the Human Services Commission (Board of Directors) effective July 1, 1999 and expiring June 30, 2002.

The vote on the foregoing motion was as follows:

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

MONTGOMERY-FLOYD REGIONAL LIBRARY BOARD

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby reappoints **David McCrumb** to the Montgomery-Floyd Library Board effective July 1, 1999 and expiring June 30, 2003.

BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby reappoints **Linda J. Wilson** to the Montgomery-Floyd Library Board effective July 1, 1999 and expiring June 30, 2003.

The vote on the foregoing motion was as follows:

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

SOCIAL SERVICES BOARD

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby reappoints **John Price** to the Social Services Board effective July 1, 1999 and expiring June 30, 2003.

The vote on the foregoing motion was as follows:

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

OTHER BUSINESS

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 the Compensation and Classification Pay Plan is hereby amended to add a Senior Information Management Analyst position at a Grade 9.

FURTHER, The County Administrator is authorized to establish the pay step within the grade for the Information Management Analyst and Senior 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	Annette S. Perkins
Larry N. Rush		James D. Politis

Joe C. Stewart
Mary W. Biggs
Joseph V. Gorman, Jr.

ADJOURNMENT

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously, the Board adjourned to Monday, July 12, 1999 at 7:15 p.m.

The vote on the foregoing motion was as follows:

AYE

Ira D. Long
Larry N. Rush
Joe C. Stewart
Mary W. Biggs
Joseph V. Gorman, Jr.

NAY

None

ABSENT

Annette S. Perkins
James D. Politis

The meeting adjourned at 10:00 p.m.