

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator  
L. Carol Edmonds, Deputy County Administrator

DATE: December 17, 2012

**SUBJECT: AGENDA REPORT**

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**I. CALL TO ORDER**

**II. INTO CLOSED MEETING**

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

- Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body
1. Old Prices Fork Elementary School Property
- (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. Old Blacksburg Middle School Property
- (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. Commerce Park

- (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. Community Services Board
  2. Parks & Recreation Commission

### **III. OUT OF CLOSED MEETING**

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

### **IV. CERTIFICATION OF CLOSED MEETING**

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

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

### **V. INVOCATION**

**VI. PLEDGE OF ALLEGIANCE**

**VII. DELEGATION**

**A. SUBJECT: MOUNTAIN VIEW HUMANE**

Mountain View Humane

Kelly Cass, Mountain View Humane, will update the Board on the pilot program the County sponsored for spay/neuter services provided at the Waldron-Ricci Clinic.

**VIII. PUBLIC ADDRESS**

**IX. INTO WORK SESSION**

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

1. Revenue Recovery – Town of Christiansburg’s Fee for Service -CRS (TAB D)
2. Update on State Budget

**X. OUT OF WORK SESSION**

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

**XI. ADDENDUM**

**XII. CONSENT AGENDA**

**XIII. OLD BUSINESS**

**A. SUBJECT: ORDINANCE AMENDMENT – PARKING**

**ORD-FY-13-  
AN ORDINANCE AMENDING CHAPTER 10, ENTITLED ZONING  
OF THE CODE OF THE COUNTY OF MONTGOMERY, VIRGINIA  
BY AMENDING SECTION 10-44 BY ALLOWING  
CERTAIN IDENTIFIED ALTERNATIVE PAVING MATERIALS WHEN  
COMPLYING WITH PAVED SURFACE REQUIREMENTS AND  
BY EXEMPTING CERTAIN USES DEEMED TO BE OF A RURAL NATURE  
WITH INTERMITTENT USE FROM THE REQUIREMENTS TO**

**PROVIDE A PAVED SURFACE**

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Chapter 10, entitled Zoning, Section 10-44 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

**SEE TAB E FOR A COPY OF THE ORDINANCE.**

ISSUE/PURPOSE: Amend Chapter 10, Section 10-44 of the Code of Montgomery County.

JUSTIFICATION: By allowing certain identified alternative paving materials when complying with paved surface requirements and by exempting certain uses deemed to be of a rural nature with intermittent use from the requirements to provide a paved surface.

**XIV. NEW BUSINESS**

**A. SUBJECT: WESTERN VIRGINIA REGIONAL JAIL AUTHORITY APPOINTMENTS**

**R-FY-13-  
APPOINTMENTS  
WESTERN VIRGINIA REGIONAL JAIL AUTHORITY**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints/reappoints the following individuals to the Western Virginia Regional Jail Authority effective January 1, 2013 and expiring December 31, 2013:

Sheriff Tommy Whitt Chief Deputy Robert L. Hall (alternate)

\_\_\_\_\_, Board of Supervisors \_\_\_\_\_ (alternate)

F. Craig Meadows, Staff Member L. Carol Edmonds (alternate)

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

BE IT FURTHER RESOLVED, The expiration of a Board of Supervisors term in office shall constitute a voluntary resignation from any

board/commission/authority appointment as a representative of Montgomery County.

BE IT FURTHER RESOLVED, That all annual appointments to the Western Virginia Regional Jail Authority shall be made by the Board of Supervisors prior to January 1 of the effective year.

ISSUE/PURPOSE: Make annual appointments/reappointments to the Western Virginia Regional Jail Authority.

JUSTIFICATION: Appointments/reappointments to the Western Virginia Regional Jail Authority will be effective January 1, 2013. They are listed on the Board's agenda for this meeting so the appointees can take the Oath of Office at the WVRJA's first meeting in January.

**B. SUBJECT: RESOLUTION OF RECOGNITION – DAVID AND LINDSAY WEST**

**R-FY-13-  
RESOLUTION OF RECOGNITION  
DAVID AND LINDSAY WEST**

*WHEREAS, David and Lindsay West* moved to Montgomery County in 1962 when David joined the faculty at Virginia Tech, and immediately became involved in the community; and

*WHEREAS,* Since 1962, *David and Lindsay West* have served Montgomery County for 50 years in numerous capacities; and

*WHEREAS,* These years of service have been marked by exemplary dedication to the best interests of the community, and *David and Lindsay West* have worked constantly for the betterment of Montgomery County's economic, cultural and aesthetic development; and

*WHEREAS,* In fulfilling a desire to give back to her community, *Lindsay West* served as a member of the Montgomery County Board of Supervisors from 1975 to 1987 and during her tenure, devoted her time and interest to concerns of the citizens of Montgomery County; and

*WHEREAS, Lindsay West* has provided leadership to the County's social services efforts, the New River Community Action, and was instrumental in helping form the Community Foundation; and

*WHEREAS, David West* has dedicated his professional life as a faculty member in the Virginia Tech Biology Department and has contributed to the

promotion of wilderness, trails, preservation of hiking trails and the national forest; and

*WHEREAS, David and Lindsay West* were instrumental in the renovation of the Lyric Theatre and have been actively committed and involved in the arts community, and

*WHEREAS, David and Lindsay West* have been active in the advancement of civil rights in the Town of Blacksburg and Montgomery County for almost five decades; and

*WHEREAS, David and Lindsay West* have devoted their lives to the betterment of Montgomery County and have earned the respect and admiration of all our citizens by their whole-hearted dedication to numerous projects; and

*WHEREAS,* The Board of Supervisors desires to publicly recognize and show their appreciation to *David and Lindsay West* for the great impact they have made on our community not only for the past 50 years, but for many years to come.

*NOW, THEREFORE, BE IT RESOLVED,* The Board of Supervisors of the County of Montgomery Virginia, do hereby recognize *David and Lindsay West* for their dedication and leadership for the past 50 years in making Montgomery County a better community.

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

ISSUE/PURPOSE: Resolution of Recognition

C. SUBJECT: RESOLUTION TO RECOGNIZE THE AUBURN HIGH SCHOOL GIRLS VOLLEYBALL TEAM

**R-FY-13-  
RESOLUTION RECOGNIZING THE  
AUBURN HIGH SCHOOL  
GIRLS VOLLEYBALL TEAM  
STATE CHAMPIONS**

*WHEREAS,* Excellence and success in competitive sports can be achieved only through strenuous practice, team play and team spirit; and

*WHEREAS,* Athletic competition enhances the moral and physical development of the young people in Montgomery County, preparing them for the

future by instilling in them the value of teamwork, a sense of fair play, team work, and competition; and

**WHEREAS**, On November 17, 2012 the *Auburn High School* girls volleyball team, the *Eagles*, won the Group A, Division 1, state championship; and

**WHEREAS**, The Board of Supervisors desires to publically recognize and pay tribute to those young people who, achieving outstanding success in athletic competition, have inspired and brought pride to their school and Montgomery County.

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Supervisors of Montgomery County, Virginia, that the Board of Supervisors finds it appropriate to acknowledge and applaud the *Auburn High School Eagles* Girls Volleyball Team for winning the Group A, Division 1, state championship which exemplifies their remarkable athletic talents and serves as examples of the exceptional quality of the youth of Montgomery County.

**BE IT FURTHER RESOLVED**, That the original of this resolution be presented to the *Auburn High School Eagles* and that a copy be a part of the official Minutes of Montgomery County.

ISSUE/PURPOSE: Adopt resolution.

JUSTIFICATION: The Auburn High School girls' varsity volleyball team defeated Luray High School in Page County to win the Group A, Division 1 state championship on November 17, 2012. This resolution is listed at the request of Supervisor Jim Politis.

**D. SUBJECT: RESOLUTION TO RECOGNIZE THE BLACKSBURG HIGH SCHOOL BOYS AND GIRLS CROSS COUNTRY TEAM-STATE CHAMPS**

**R-FY-13-  
RESOLUTION RECOGNIZING  
THE BLACKSBURG HIGH SCHOOL  
BOYS AND GIRLS STATE CHAMPION CROSS COUNTRY TEAMS**

**WHEREAS**, Excellence and success in competitive sports can be achieved only through strenuous practice, team play and team spirit; and

**WHEREAS**, Athletic competition enhances the moral and physical development of the young people in Montgomery County, preparing them for the

future by instilling in them the value of teamwork, a sense of fair play, team work, and competition; and

**WHEREAS**, On November 10, 2012, the **Blacksburg High School Boys Cross Country team** won the Group AA state championship and the **Blacksburg High School Girls Cross Country team** won the Group AA state championship; and

**WHEREAS**, The Board of Supervisors desires to publically recognize and pay tribute to those young people who, achieving outstanding success in athletic competition, have inspired and brought pride to their school and Montgomery County.

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Supervisors of Montgomery County, Virginia, that the Board of Supervisors finds it appropriate to publically acknowledge and applaud the **Blacksburg High School Bruins Boys and Girls Cross Country teams** for winning the Group AA State Championship which exemplifies their remarkable athletic talents and for serving as examples of the exceptional quality of the youth of Montgomery County.

**BE IT FURTHER RESOLVED**, That the original of this resolution be presented to the **Blacksburg High School Bruins** and that a copy be a part of the official Minutes of Montgomery County.

ISSUE/PURPOSE: Adopt resolution.

JUSTIFICATION: The Blacksburg High School boys and girls cross country teams won the Virginia High School League (VHSL) Group AA championship.

## **XV. COUNTY ATTORNEY'S REPORT**

## **XVI. COUNTY ADMINISTRATOR'S REPORT**

1. Public Hearing – Upcoming 2013-2014 Fiscal Year Budget

## **XVII. BOARD MEMBERS' REPORT**

1. Supervisor Tuck
2. Supervisor Brown
3. Supervisor Biggs
4. Supervisor Perkins

5. Supervisor Creed
6. Supervisor Gabriele
7. Supervisor Politis

**XVIII. OTHER BUSINESS**

**XIX. ADJOURNMENT**

**FUTURE MEETINGS**

Regular Meeting  
Monday, January 14, 2013  
Closed Meeting 6:00 p.m.  
Regular Meeting 7:00 p.m.

Adjourned Meeting  
Monday, January 28, 2013  
Closed Meeting 6:00 p.m.  
Regular Meeting 7:00 p.m.