

TO: The Honorable Board of Supervisors

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

DATE: October 28, 2013

SUBJECT: AGENDA REPORT

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 Blacksburg Middle School Property

(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. Adjustment and Appeals Board**
- 2. Montgomery Regional Economic Development Commission**
- 3. NRV Economic Development Alliance**
- 4. Planning Commission**
- 5. Board of Zoning Appeals**

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. PUBLIC HEARINGS

A. SUBJECT: BOARD OF SUPERVISORS

The following public hearings were advertised pursuant to law in the "BURGS" Section of the Roanoke Times on September 26, October 3, and October 10, 2013:

1. Rezoning Request – SHAH Development LLC

Request by SHAH Development, LLC (Agent: Gay and Neel, Inc.) to rezone approximately 8.01 acres from Agricultural (A-1) to Multiple Family Residential (RM-1), with possible proffered conditions, to allow 64 residential dwelling units. The property is the former Elliston Lafayette Elementary School property located at 5201 Tango Lane; identified as Tax Parcel Nos. 060-1-A, (Account Nos. 070690) in the Shawsville Magisterial District (District C). The property currently lies in an area designated as Mixed Use. **SEE TAB A.**

2. AFD Renewals

AFD - District #7 (Wilson/Den Creek) is generally located in the central portion of Montgomery County and is in the vicinity of Ellett Rd (SR 723) and Den Hill Rd. (SR 641). Currently, AFD 7 consists of 9 property owners and approximately 2564.1 acres. The proposed new district would consist of 9 property owners and approximately 2862.9 acres. (The AFD Advisory Committee has recommended this district be renewed for a term of eight (8) years). **SEE TAB B.**

AFD - District #9 (Elliston/Pedlar Hills) is generally located in the western portion of Montgomery County and is in the vicinity of Roanoke Rd (Route 11/460) and Seneca Hollow Rd. (SR 636). This district is currently under review for another eight year term. Currently, AFD 9 consists of 18 property owners and approximately 4792 acres. The proposed new district would consist of 14 property owners and approximately 4688 acres. (The AFD Advisory Committee has recommended this district be renewed for a term of eight (8) years). **SEE TAB C.**

AFD - District #10 (Mount Tabor) is generally located in the northern portion of Montgomery County west of the Town of Blacksburg and is in the vicinity of Mount Tabor Rd (SR 624) and Bishop Rd (SR 648). Currently, AFD 10 consists of 16 property owners and approximately 893.95 acres. The proposed new district would consist of 16 property owners and approximately 915 acres. (The AFD Advisory Committee has recommended this district be combined with AFD #2 for a term of six (6) years). **SEE TAB D.**

VIII. PUBLIC ADDRESS

IX. ADDENDUM

X. CONSENT AGENDA

XI. OLD BUSINESS

A. SUBJECT: EMERGENCY OPERATIONS PLAN

**R-FY-14-
RESOLUTION ADOPTING
MONTGOMERY COUNTY'S
EMERGENCY OPERATIONS PLAN**

WHEREAS, The Board of Supervisors of Montgomery County, Virginia recognizes the need to prepare for, respond to, and recover from natural and manmade disasters; and

WHEREAS, Montgomery County has a responsibility to provide for the safety and well- being of its citizens and visitors; and

WHEREAS, Montgomery County has established the County Administrator as the Director of Emergency Services and the Emergency Services Coordinator as the Coordinator of Emergency Services; and

WHEREAS, The Montgomery County Department of Emergency Services recognizes the need for an Emergency Services Plan for Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby adopts the Emergency Operations Plan for Montgomery County dated November 2013.

BE IT FURTHER RESOLVED, By the Board of Supervisors that the Director of Emergency Services, or his/her designee, are tasked and authorized to maintain and revise as necessary this document over the next four (4) year period or until such time be ordered to come before this board.

Adopted this 28th day of October, 2013.

ISSUE/PURPOSE: Adopt the Emergency Operations Plan for Montgomery County.

JUSTIFICATION: The Code of Virginia, Section 44-146.19 requires each locality to prepare and keep current a local emergency operations plan. This resolution adopts the County's emergency operations plan.

**B. SUBJECT: RESOLUTION ESTABLISHING
MONTGOMERY COUNTY'S PRIORITIES
FOR FY 2015-2020 VDOT SIX-YEAR ROAD
IMPROVEMENT PLAN FOR INTERSTATE
AND PRIMARY ROADS**

**R-FY-14-
MONTGOMERY COUNTY'S PRIORITIES
FOR THE FY 2015-2020 VDOT SIX-YEAR
ROAD IMPROVEMENT PLAN FOR
INTERSTATE AND PRIMARY ROADS**

WHEREAS, Representatives of the Board of Supervisors of Montgomery County, Virginia have attended the Commonwealth Transportation Board's Preallocation hearings for a number of years to express grave concerns relative to conditions on Virginia Route 114 in Montgomery and Pulaski Counties, a major transportation artery serving as an east-west connector through the New River Valley which provides a vital link for daily work-related commuting for thousands of citizens, and the only primary highway serving the Radford Army Ammunition Plant; and

WHEREAS, The residents who live along Route 114 and in the surrounding area have presented petitions with 393 signatures to the Board of Supervisors requesting that the safety of the road be enhanced, including turn lanes and widening of the road; and

WHEREAS, The Board of Supervisors has also expressed concern relative to conditions on Virginia Route 8 in Montgomery and Floyd Counties; and

WHEREAS, Route 8 is a high traffic road with high population growth along its corridor, and provides the only access to Floyd County from Interstate 81 at Christiansburg; and

WHEREAS, At the Exit 114 interchange on I-81 at Route 8, traffic exiting I-81 both north and southbound backs up significantly on the ramps and often approaches the travel lanes of I-81; and

WHEREAS, The Board of Supervisors has also expressed concern relative to conditions on Route 11/460 in eastern Montgomery County; and

WHEREAS, The Board of Supervisors has expressed their desire for intersection improvements and median closures along Route 11/460 to improve the safety of the area; and

WHEREAS, The Park and Ride Lot at I-81 Exit 118 does not meet the capacity demands of its users, creating the need for additional parking, and creating safety and security risks for the adjacent Falling Branch Elementary School; and

WHEREAS, Patrons from the park and ride lot, on a regular basis, seek entrance into the Falling Branch Elementary School to use facilities, make telephone calls or seek refuge from the weather; and

WHEREAS, The above routes and park and ride lot have been identified as critically needed projects in order to improve the capacity, condition, safety and efficiency of our regional transportation system; and

WHEREAS, The Board has expressed their desire for the completion of the final phase of the Smart Road project, to provide a direct route for motorists between I-81 and Blacksburg to reduce traffic congestion and enhance safety in the area.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia emphasizes its continued desire for completion of the above projects and expresses its sincere appreciation to the Commonwealth Transportation Board for recognizing and considering the Board of Supervisors' comments to the aforementioned projects.

FURTHER, The Board of Supervisors wishes to thank the Commonwealth Transportation Board for the Route 114 New River bridge replacement project that is under construction, reinstatement of the Virginia Route 8 intersection with Fairview Church Road (SR 669) traffic light and turn lane improvements project, and for the inclusion of the Route 460 Interchange improvement project near Southgate Drive that is scheduled for construction.

FURTHER, The Board requests the upgrade of Virginia Route 114 in Montgomery County; this project was previously in the Six-Year Plan and was removed due to funding, and it is requested that this project be returned to the Six-Year Road Improvement Plan.

FURTHER, The Board requests the Commonwealth Transportation Board consider upgrades to improve the safety on Route 8 from the southern corporation limits in the Town of Christiansburg through Montgomery County to the Floyd County line including, but not limited to, bringing the two lanes up to standard width, straightening the numerous dangerous curves and adding shoulders for disabled vehicles to pull onto.

FURTHER, The Board requests the Commonwealth Transportation Board consider necessary upgrades to improve the safety at the Exit 114 interchange on I-81 for traffic exiting I-81 on both north and south exit ramps.

FURTHER, The Board requests the Commonwealth Transportation Board implement improvements as recommended in VDoT's 2013 Route 8 Corridor Study, specifically the intersection improvements on Route 8 at Life Drive, Smith Creek Road and Camp Carysbrook Road.

FURTHER, The Board requests the Commonwealth Transportation Board implement improvements on U.S. 11/460 in eastern Montgomery County, specifically intersection improvements and median closures as identified in VDoT's 2013 Route 11/460 Corridor Study.

FURTHER, The Board requests the Commonwealth Transportation Board move the Park-and-Ride lot at I-81 Exit 118 to a location away from the Falling Branch Elementary School.

FURTHER, The Board requests the Commonwealth Transportation Board consider completing the final phase of the Smart Road project to provide a direct route for motorists between I-81 and Blacksburg to reduce traffic congestion and enhance safety in the area.

BE IT FURTHER RESOLVED, The Board of Supervisors encourages the Commonwealth Transportation Board to approve the projects requested above and allocate funding to move forward with implementing the improvements which will enhance the safety in Montgomery County.

ISSUE/PURPOSE: Adopt Priorities for the FY 2015-2020 VDoT 6-Year Road Improvement Plan for Interstate and Primary Roads.

JUSTIFICATION: The resolution adopted by the BoS last year requested the following:

1. Route 114 Upgrade in unincorporated area of County
2. Route 8 Upgrades-standard width, straightening dangerous curves & adding shoulders
3. Exit 114 Interchange Upgrades to improve safety
4. Exit 118 Park & Ride Lot Upgrades-provide additional parking spaces
5. Smart Road – completion of final phase

The following modifications have been made to last year's resolution:

Added:

Specific improvements to Route 11/460 identified in the 2013 Route 11/460 Corridor Study

Modified:

Revised #2 above – specific improvements to Route 8 identified in the 2013 Route 8 Corridor Study

Revised #4 above – Select a new park and ride lot location

See TAB F for a copy of the CTB letter and schedule for the Fall Transportation meeting dates and locations.

XII. NEW BUSINESS

- A. SUBJECT: SCHEDULE PUBLIC HEARING – INTENT TO ABANDON A PORTION OF ELLIOTT CREEK ROAD (SR 675)**

R-FY-14-

RESOLUTION AGREEING TO POST NOTICE OF INTENT TO ABANDON 1.54 MILE PORTION OF ELLIOTT CREEK ROAD (SR 675) PURSUANT TO SECTION 33.1-151 OF THE CODE OF VIRGINIA AND SCHEDULE A PUBLIC HEARING

WHEREAS, The County has received a request from Karen Dodson Whitt to abandon 1.54 miles of Elliott Creek Road (SR 675) from the intersection of Craigs Mountain Road (SR 674) heading east along Elliott Creek Road for 1.54 miles; and

WHEREAS, Karen Dodson Whitt owns the land on both sides of the 1.54 mile stretch of Elliott Creek Road east from the intersection of Craigs Mountain Road, with no other landowner having access to their property from this 1.54 mile section of Elliott Creek Road; and

WHEREAS, It appears to the Montgomery County Board of Supervisors that Elliott Creek Road Secondary Route 675 from the intersection of Craigs Mountain Road (SR 674) heading east for a distance of 1.54 miles, serves no public necessity and is no longer necessary as a part of the Secondary System of State Highways; and

WHEREAS, The Board of Supervisors desire to announce their intent to abandon the 1.54 miles of Elliott Creek Road (SR 675) heading east from the intersection of Craigs Mountain Road (SR 674) and to schedule a public hearing for November 25, 2013, in order to hear citizen comments on the Board of Supervisors intent to abandon 1.54 mile portion of Elliott Creek Road (SR 675).

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby agrees to direct the Clerk of the Board to post and publish notice of the Board of Supervisors' intent to abandon the 1.54 mile portion of Elliott Creek Road (SR 675) heading east from the intersection with Craigs Mountain Road (SR 674) pursuant to Section 33.1-151 of the 1950 Code of Virginia, as amended and to schedule a public hearing for Monday, November 25, 2013, at 7:30 or as soon thereafter in the Board Chamber at the Montgomery County Government Center, located at 755 Roanoke Street, Christiansburg, Virginia, in order to hear citizen comments on the Board's intent to abandon the 1.54 mile portion of Elliott Creek Road (SR 675) heading east from the intersection of Craigs Mountain Road (SR 674).

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby directs the Clerk of the Board to send a certified copy of this Resolution to the Commissioner of the Virginia Department of Transportation.

ISSUE/PURPOSE: Schedule a public hearing.

JUSTIFICATION: The County received a letter from Karen Whitt petitioning the Board of Supervisors for an secondary state road abandonment on a section of Elliott Creek Road (SR 675). See TAB G .

**B. SUBJECT: LEAGUE OF WOMEN VOTERS
TRANSFER FROM GENERAL
CONTINGENCIES (Balance in General
Contingencies before approval of this Resolution
is \$375,523)**

**A-FY-14-
LEAGUE OF WOMEN VOTERS
TRANSFER FROM GENERAL CONTINGENCIES
2014 FACTS FOR VOTERS BROCHURE**

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

FROM:
950 General Contingencies (\$200)

TO:
910 League of Women Voters \$200

Said resolution provides funds to the League of Women Voters for the 2014 Facts for Voters brochure.

ISSUE/PURPOSE: Transfer from General Contingencies to League of Women Voters.

JUSTIFICATION: This resolution transfers \$200 funds from General Contingencies to the League of Women Voters to help support the Montgomery County League of Women Voters 2014 FACTS FOR VOTERS publication.

XIII. INTO WORK SESSION

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

1. Transition Public Service Authority to a County Department.

XIV. OUT OF WORK SESSION

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

XV. COUNTY ATTORNEY'S REPORT

XVI. COUNTY ADMINISTRATOR'S REPORT

XVII. BOARD MEMBERS' REPORT

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

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

XVIII. OTHER BUSINESS

XIX. ADJOURNMENT

FUTURE MEETINGS

Work Session
Monday, November 4, 2013
6:00 p.m.

Regular Meeting
Wednesday, November 13, 2013
6:00 p.m. – Closed Meeting Items
7:30 p.m. Regular Agenda

Community Meeting
Gilbert Linkous Elementary School (Cafeteria)
Monday, November 18, 2013
7:00 p.m.

Adjourned Meeting
Monday, November 25, 2013
6:00 p.m. – Closed Meeting Items
7:30 p.m. Regular Agenda

Special Legislative Meeting
Monday, December 9, 2013
6:00 p.m.

Special Joint Meeting with School Board
Tuesday, December 10, 2013
Time: TBD

Regular Meeting
Monday, December 16, 2013
6:00 p.m. – Closed Meeting Items
7:30 p.m. Regular Agenda