TO: The Honorable Board of Supervisors

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

DATE: January 12, 2015

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 (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. Project # 2014-047

(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. Economic Development Authority

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. ELECTION OF CHAIR

A. SUBJECT: ELECTION OF CHAIR

R-FY-15-
ELECTION OF CHAIR
CALENDAR YEAR 2015

BE IT RESOLVED, That _____ be and hereby is, elected as Chair of the Montgomery County Board of Supervisors for the calendar year 2015 or until a successor is elected.

ISSUE/PURPOSE: The first item of business for the Board each calendar year is to elect a Chair. See TAB **A** for procedures.

VIII. ELECTION OF VICE-CHAIR

A. SUBJECT: ELECTION OF VICE-CHAIR

R-FY-15
ELECTION OF VICE CHAIR
CALENDAR YEAR 2015

BE IT RESOLVED, That _____ be and hereby is, elected as Vice Chair of the Montgomery County Board of Supervisors for calendar year 2015 or until a successor is elected.

ISSUE/PURPOSE: The Vice Chair is elected and term of office established by the same process as the Chair. See TAB **B** for procedures

IX. ORGANIZATIONAL MATTERS

A. SUBJECT: SELECTION OF REGULAR MEETING DATES

R-FY-15-
SELECTION OF REGULAR MEETING DATE

BE IT RESOLVED, That the regular meetings of the Board of Supervisors for calendar year 2015 shall be the 2nd and 4th Monday of each month. The closed session portion of the meeting shall begin at 6:00 p.m., if closed session is required, or at a time prior to or after 6:00 p.m. as notified by the County Administrator, otherwise the meeting shall begin at _____ p.m. in the Board Room of the Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia provided that when the regular meeting day of any month falls upon a legal holiday, such regular meeting in such month shall be held on the following business day; and provided further, that the Board of Supervisors may, by resolution at any meeting, provided that the next following regular meeting shall be a different time or place, and it shall then be the duty of the County Administrator to give timely notice thereof to all members of the Board and to inform the news media.

BE IT FURTHER RESOLVED, That should the Chairman declare that the weather or other conditions are such that it is hazardous for members to attend the regular meeting, the regular meeting shall be continued to the following Monday. The continuance of the regular meeting shall be communicated to the members and the press as promptly as possible.

ISSUE/PURPOSE: The Board is required to assemble at an office building owned by the County or such other public place as the governing body may prescribe at regular session not less than once each month. The Montgomery County Code enables the day(s) and time to be prescribed by resolution of the Board.

Currently, meeting dates are the 2nd and 4th Monday of each month beginning at 6:00 p.m., if a closed session is required, otherwise the meetings begin at 7:15 p.m. at the Montgomery County Government Center.

Currently, should the Chairman declare that weather or other conditions are such that it is hazardous for members to attend meetings, regular meeting is continued to the following Monday.

B. SUBJECT: RULES OF ORDER AND PARLIAMENTARY PROCEDURES

R-FY-15
RULES OF ORDER AND
PARLIAMENTARY PROCEDURES

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby adopts the Rules of Order and Parliamentary Procedures for calendar year 2015.

SEE TAB **C** for a copy of the Rules of Order and Parliamentary Procedures.

ISSUE/PURPOSE: Establish Rules of Order and Parliamentary Procedures for the Board of Supervisors.

C. SUBJECT: CODE OF ETHICS AND STANDARDS OF CONDUCT

R-FY-15
CODE OF ETHICS AND
STANDARDS OF CONDUCT

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby adopts the Code of Ethics and Standards of Conduct for calendar year 2015.

SEE TAB **D** for a copy of the Code of Ethics and Standards of Conduct.

ISSUE/PURPOSE: Adopt Code of Ethics and Standards of Conduct for the Board of Supervisors for calendar year 2015.

X. PUBLIC HEARINGS

A. SUBJECT: BOARD OF SUPERVISORS

The following public hearing was advertised pursuant to law in the "BURGS" Section of the Roanoke Times on December 28, 2014 and January 4, 2015:

1. Fiscal Year 2015-2016 County Budget
   The purpose of this public hearing is to gather citizen comments on the upcoming 2015-2016 fiscal year budget.

XI. PUBLIC ADDRESS

XII. ADDENDUM

XIII. CONSENT AGENDA

XIV. OLD BUSINESS

A. SUBJECT: REZONING AND SPECIAL USE PERMIT NRVP&P LLC PROPERTIES

ORD-FY-15-
AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF APPROXIMATELY 0.473 ACRES, FROM AGRICULTURAL (A1) TO GENERAL BUSINESS (GB) TAX PARCEL NO 90-5-40 AND THE GRANTING OF A SPECIAL USE PERMIT TO ALLOW A RECYCLING FACILITY ON APPROXIMATELY 4.442 ACRES TAX PARCELS NOS. 90-4-1A, 2A, 90-5-1, 2, 3, 4, 5, 6, 7, 90-5-40, 40A AND 40B; LOCATED AT 3431 RADFORD ROAD, CHRISTIANSBURG, VA NRVP&P LLC PROPERTIES

BE IT ORDAINED, By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning and special use permit request is in compliance with the Comprehensive Plan and meets the requirement for public necessity, convenience, general welfare and good zoning practice and therefore approves the request to rezone approximately 0.473 acres of tax parcel 90-5-40 from Agricultural (A1) to General Business (GB), and the granting of a Special Use Permit (SUP) on approximately 4.442 acres, tax parcels Nos. 90-4-1A,2A, 90-5-1,2,3,4,5,6,7, 90-5-40,40A and 40B in a General Business (GB) District, with the parameters of the rezoning and SUP all shown more particularly on the attached Exhibit Plat entitled "Exhibit 7A-Lot Line Adjustments Map NRVP&P LLC Properties Montgomery County, Virginia, dated December 2, 2014", prepared by Draper Aden Associates, to allow a recycling facility subject to the following conditions:

1. The operation of the Recycling Center shall be in accordance with the provisions of the Zoning Ordinance. This permit shall automatically expire if the business ceases to operate for a period of two years or more per Section 10-54(3)(j)2.
2. The applicant shall obtain the appropriate commercial entrance permits and approvals from the Virginia Department of Transportation (VDOT) and provide a copy to the County staff.
3. Hours of operation shall be limited to 7:00 a.m. to 6:00 p.m., Monday through Saturday.
4. All collection and storage of materials shall be conducted inside the building identified as 3431 Radford Road.
5. At all times, the property shall be kept free of litter and devoid of loose materials from the recycling operation.
6. The applicant shall not accept or process any municipal, commercial, industrial, medical, or hazardous solid waste, as defined by the Department of Environmental Quality (DEQ).

7. The applicant shall not accept or process any material, the disposal of which would violate applicable federal or state laws, rules, regulations, permits or requirements in effect at the time or place of disposal.
8. A site plan shall be developed for approval in accordance with the concept plan entitled "Exhibit 7A – Lot Line Adjustment Map" and "Exhibit 7B – Proposed Improvements Map", dated December 2, 2014 and prepared by Draper Aden Associates. Approval of a site plan is required prior to obtaining a building permit and or issuance of a Certificate of Occupancy for the change in use.
9. No storage containers used for shipping purposes, or truck compartments or trailers shall be stored or otherwise used on the premises.
10. There shall be no outside storage. Materials received at the site shall be stored within the existing structures until a truckload is available for shipment.
11. Exterior lighting shall comply with Section 10-46(9) of the Montgomery County Code.
12. Signage for the site shall be compliant with Section 10-45 of the Montgomery County Code. Banners and/or other signage shall not be installed or mounted on any fence.
13. Occupancy of the security residence shall be limited to no more than four (4) unrelated and six (6) total occupants within the dwelling.
14. As a condition of receiving approval to allow a recycling center at 3431 Radford Road, the owner agrees to submit a letter withdrawing/vacating the Special Use Permit in effect at 2700 Radford Road.
15. Site shall be substantially in conformance with the concept plan submitted with the application materials dated December 2, 2014.

The subject parcel is located at 3431 Radford Road and identified as Tax Parcels No. 90-4-1A, 2A, 90-5-1,2,3,4,5,6,7, 90-5-40, 40A and 40B; Account No. 011646, 019273, 019274, 019275, 019276, 019277, 014010, 014148, 015706, 014011 and 014149 in the Riner Magisterial District (District D).

The property currently lies in an area designated as Village Expansion in the 2025 Comprehensive Plan and Mixed Use in the Plum Creek Village Plan.

This action was commenced upon the application of Montgomery County Board of Supervisors and NRVP&P LLC Properties (Agent: Kendall Clay, Attorney).

This ordinance shall take effect upon adoption.

ISSUE/PURPOSE: Approve a rezoning and special use permit application.

JUSTIFICATION: NRVP&P LLC Properties proposed to move their recycling operation to the former Thompson Chrysler Auto Sales facility located at 3431 Radford Road and vacate their current facility located at 2700 Radford Road. The new site requires a rezoning and special use permit to allow a recycling operation. See TAB **H** .

XV. NEW BUSINESS

A. SUBJECT: BOARD OF SUPERVISORS ANNUAL APPOINTMENTS TO BOARDS AND COMMISSIONS FOR 2015

R-FY-15-
BOARD OF SUPERVISORS ANNUAL APPOINTMENTS TO BOARDS AND COMMISSIONS FOR 2015

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the following Supervisors are appointed as representative to the indicated boards and commissions, effective January 1, 2015 and expiring December 31, 2015:

Board/Commission	Supervisor
AFD Advisory Board	_____
Chamber of Commerce Liaison	_____(Chair or Designee) _____(Vice-Chair or Designee)
County/School Liaison	_____(County Administrator) _____(Chair)
Economic Development Alliance (NRV)	_____(County Administrator) _____(Chair or Designee)
Economic Development Commission (Montgomery Regional)	_____
Fairview District Home Board	_____
Fairview Home, Inc. Board of Directors	_____(County Admin/Designee)
Legislative Liaison	_____
Library Board Liaison	_____

Metropolitan Planning Organization (MPO)	_____(Board Member) _____(Alternate) _____(County Administrator)
Montgomery County Improvement Council (MCIC)	_____
Parks & Recreation Commission Liaison	_____
Planning Commission Liaison	_____ _____(Alternate)
Resource Conservation and Development District (RC&D)	_____
Road Viewers Board	_____(All Board Members)
School Liaison	_____
Transportation Safety Commission	_____
Virginia Tech Liaison	_____(County Administrator)

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 IF 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.

JUSTIFICATION: See TAB **_I_** for a copy of last year's appointments.

All boards/commissions listed above are annual appointments.

Any boards/commissions not listed in the above resolution are not annual appointments. Community Services Board, Fire and Rescue Commission, MBC Development Corporation, Workforce Investment Consortium Board and Planning District Commission are 3-year appointments. Pepper's Ferry Regional Wastewater Treatment Authority, Social Services Board,

Virginia's First Regional Industrial Facility Authority, and Virginia Tech/Montgomery Regional Airport Authority are 4-year appointments. The Montgomery Tourism Development Council is a 2-year appointment.

B. SUBJECT: RESOLUTION OF SUPPORT – CHANGE THE NAME OF NEW RIVER VALLEY PLANNING DISTRICT COMMISSION TO THE NEW RIVER VALLEY REGIONAL COMMISSION

R-FY-15-

RESOLUTION OF SUPPORT FOR CHANGING THE NAME OF THE NEW RIVER VALLEY PLANNING DISTRICT COMMISSION TO THE NEW RIVER VALLEY REGIONAL COMMISSION

WHEREAS, The New River Valley Planning District Commission was established by the local governments within the region on September 15, 1969 and chartered the Commission with the aforementioned name; and

WHEREAS, The Commission conducted an assessment of the agency in 2012 which identified eight implementation priorities, one of which included changing the name to the New River Valley Regional Commission; and

WHEREAS, The Commission Board of Directors conducted a vote that secured unanimous support at their meeting on October 23, 2014 to pursue changing the name to the New River Valley Regional Commission; and

WHEREAS, Changing the name of the Commission necessitates an amendment to the Commission's Charter which must secure a majority of affirmative support from its members (8 out of 14) to be implemented; and

WHEREAS, The Commission is seeking unanimous support from its members to change the name; and

WHEREAS, The Commission is pursuing the name change to better reflect the overall mission and actions of the agency as a regional body serving the New River Valley, while recognizing the Commission routinely provides services beyond planning to its members, and the name Planning District Commission is often mistaken for local government Planning Commissions; and

WHEREAS, The purpose and function of the Commission will remain unchanged, while the new name offers better alignment with the intended purpose/function of regional collaboration, convening, visioning and service delivery.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia fully supports the New River Valley Planning District Commission changing the name of the agency to the New River Valley Regional Commission.

ISSUE/PURPOSE: Resolution of Support.

JUSTIFICATION: NRVPDC is proposing to change their name to the New River Valley Regional Commission. The name change is being proposed as a result of a recommendation from an agency assessment conducted in 2012. The Commission is requesting the change to better reflect the overall mission and actions of the agency as a regional body of the New River Valley. See TAB **J** for a copy of a letter from the NRVPDC.

C. SUBJECT: RESOLUTION OF APPRECIATION B. WENDELL JONES

R-FY-15-
RESOLUTION OF APPRECIATION
MONTGOMERY COUNTY SCHOOL BOARD
B. WENDELL JONES

WHEREAS, B. Wendell Jones has faithfully served as a member of the Montgomery County School Board from January 1, 2004 through December 31, 2014; and

WHEREAS, B. Wendell Jones served as Vice-Chair in 2005 and 2006 and as Chair from 2008-2014; and

WHEREAS, His eleven years of service to Montgomery County Public Schools was during a time which saw the construction of a new Blacksburg High School, Prices Fork Elementary School, Eastern Montgomery Elementary School, Auburn High School, and renovation of the old Auburn High School for Auburn Middle School; and

WHEREAS, His years of service have been marked by his dedication to the interests of the students who attend the Montgomery County Public Schools and the members of the Board of Supervisors recognize the enormous responsibility undertaken by members of the Montgomery County School Board.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***B. Wendell Jones*** for his outstanding public service.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***B. Wendell Jones*** and that a copy be a part of the official minutes of Montgomery County.

ISSUE/PURPOSE: Adopt a Resolution of Appreciation for Wendell Jones for his years of service on the Montgomery County School Board.

XVI. COUNTY ATTORNEY'S REPORT

XVII. COUNTY ADMINISTRATOR'S REPORT

1. Cigarette Tax
2. Naming Bridge - SB753

XVIII. BOARD MEMBERS' REPORT

1. Supervisor Creed
2. Supervisor King
3. Supervisor Biggs
4. Supervisor Perkins
5. Supervisor Tuck
6. Supervisor Gabriele
7. Supervisor Brown

XIX. OTHER BUSINESS

XX. ADJOURNMENT

FUTURE MEETINGS

Special All Day Work Session
Friday, January 16, 2015
8:30 a.m. – 3:00 p.m.

Adjourned Meeting
Monday, January 26, 2015
6:00 p.m. – Closed Meeting Items
7:00 Regular Agenda