

TO: The Honorable Board of Supervisors

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

DATE: February 22, 2016

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. Former Blacksburg High 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. Elimination of Compensation stipend for the position of Clerk of the Circuit Court

- (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
 2. Parks & Recreation Commission
 3. Transportation Safety 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. PUBLIC HEARING

A. SUBJECT: BOARD OF SUPERVISORS

The following public hearing was advertised pursuant to law in the New River Valley Section of the Roanoke Times on January 29 and February 5, 2016:

1. Special Use Permit – Appalachian Power Company
A request by the Appalachian Power Company for a Special Use Permit (SUP) on approximately 3.559 acres in an Agricultural (A-1) zoning district to allow expansion of an 138 kv electric substation to upgrade equipment for reliability. The property is located at 1214 Panorama Drive, Blacksburg, Va and is identified as Tax Parcel No. 029- A 6 (Account No. 032009) in the Mount Tabor Magisterial District (District A). The property currently lies in an area designated as Rural in the 2025 Comprehensive Plan. See **TAB A**.

VIII. INTO WORK SESSION

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

1. Discussion on Clerk of Circuit Court of Montgomery County (**TAB B**)

IX. OUT OF WORK SESSION

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

1. Action from Work Session

X. PUBLIC ADDRESS

XI. ADDENDUM

XII. CONSENT AGENDA

XIII. OLD BUSINESS

A. SUBJECT: FIELDSTONE PERFORMANCE AGREEMENT – AFFORDABLE WORKFORCE AND SENIOR HOUSING PROJECT

**R-FY-16-
RESOLUTION APPROVING THE PERFORMANCE AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY, VIRGINIA, THE ECONOMIC DEVELOPMENT AUTHORITY OF MONTGOMERY COUNTY, VIRGINIA AND FIELDSTONE SENIOR LP AND FIELDSTONE FAMILY PARTNERS, LP SUPPORTING THE DEVELOPMENT OF AFFORDABLE WORKFORCE AND SENIOR HOUSING IN THE COUNTY OF MONTGOMERY, VIRGINIA**

WHEREAS, On March 23, 2015, the Montgomery County Board of Supervisors approved a Resolution expressing the County’s commitment to support the Development of Affordable Workforce and Senior Housing on Givens Lane in the Town of Blacksburg, County of Montgomery, Virginia; the Resolution is hereby attached and made a part of this Resolution; and

WHEREAS, The Board of Supervisors decided, subject to annual appropriation, to provide grants through the Montgomery County Economic Development Authority based on a percentage of taxes paid by Fieldstone based on the increased real estate assessment over a ten year period in return for Fieldstones’ promise to develop, operate and maintain age and income restricted multi-family residential housing project in Montgomery County; and

WHEREAS, The Board of Supervisors desire to enter into the proposed Performance Agreement by and between the County of Montgomery, Virginia, the Economic Development Authority of Montgomery County, Virginia and Fieldstone Senior, LP and Fieldstone Family Partners, LP, (“the Performance Agreement”), which said Performance Agreement is consistent with the Board’s March 23, 2015 Resolution expressing the County’s commitment to support the development of affordable workforce and senior housing in the County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby approves the Performance Agreement dated February 22, 2016, by and between the County of Montgomery, Virginia, the Economic Development Authority of Montgomery County, Virginia and Fieldstone Senior, LP and Fieldstone Family Partners, LP supporting the development of Affordable Workforce and Senior Housing on Givens Lane in the Town of Blacksburg, County of Montgomery, Virginia; and

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby authorizes Christopher A. Tuck, Chair, to execute the said Performance Agreement on behalf of the County of Montgomery, Virginia.

ISSUE/PURPOSE: Approve the Performance Agreement for the Fieldstone Housing Development.

JUSTIFICATION: On March 23, 2015 the Board adopted a resolution expressing the County's commitment to support the development of affordable workforce and senior housing in the County. This resolution approves the Performance Agreement with Fieldstone Senior, LP and Fieldstone Family Partners, LP. See TAB C for a copy of the Board's Resolution and a copy of the Performance Agreement.

XIV. NEW BUSINESS

A. SUBJECT: RESOLUTION ELIMINATING THE COMPENSATION SUPPLEMENT FOR THE POSITION OF THE CLERK OF CIRCUIT COURT OF MONTGOMERY COUNTY, VIRGINIA

**R-FY-16-
RESOLUTION ELIMINATING THE COMPENSATION SUPPLEMENT
FOR THE POSITION OF CLERK OF THE CIRCUIT COURT OF
MONTGOMERY COUNTY, VIRGINIA**

WHEREAS, Section 15.2-1605.1 of the 1950 Code of Virginia, as amended, empowers the Board of Supervisors in its discretion, to elect to supplement the compensation of a Constitutional Officer or any of the Officers' deputies or employees above the salary established by the Compensation Board; and

WHEREAS, The Board of Supervisors currently supplements the compensation for the position of Clerk of the Circuit Court of Montgomery County, Virginia; and

WHEREAS, The Board of Supervisors has the discretion to reduce or eliminate at any time any compensation supplement provided to one of the Constitutional Officer positions; and

WHEREAS, The Board of Supervisors desires to eliminate the compensation supplement provided by the Board to the Compensation Board salary for the position of the Clerk of the Circuit Court of Montgomery County, Virginia.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board hereby agrees to eliminate and discontinue providing any compensation supplement to the Compensation Board salary for the position of the Clerk of the Circuit Court of Montgomery County, Virginia effective March 1, 2016.

**B. SUBJECT: SCHOOL OPERATING BUDGET –
TRANSFER BETWEEN CATEGORIES**

**A-FY-16-
SCHOOL OPERATING BUDGET
TRANSFER BETWEEN CATEGORIES**

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

FROM:

09 610000 Instructional (\$99,984)

TO:

09 630000 Transportation \$99,984

Said resolution transfers funds between categories for the purchase of a special education bus.

ISSUE/PURPOSE: Transfer of funds.

JUSTIFICATION: The School Board requested the transfer of funds from the Instructional Category to the Transportation Category for the purchase of special education bus, which includes all needed safety and specialty equipment. See TAB **D** for a copy of the School Board’s letter of request.

**C. SUBJECT: RESOLUTION OF APPRECIATION
SNOWVILLE VOLUNTEER FIRE
DEPARTMENT**

**R-FY-16-
RESOLUTION OF APPRECIATION
SNOWVILLE VOLUNTEER FIRE DEPARTMENT**

WHEREAS, On February 15, 2016 the Riner Volunteer Fire Department responded to a house fire on Childress Road in Montgomery County; and

WHEREAS, Although located in Pulaski County, the Snowville Volunteer Fire Department provided aid to the Riner Fire Department with an outstanding response to the call; and

WHEREAS, The efforts of the Snowville Volunteer Fire Department were critical in containing the fire.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby expresses its gratitude and appreciation to the members of the Snowville Volunteer Fire Department for the outstanding response from their members to provide aid to the Riner Volunteer Fire Department and citizens of Montgomery County in their time of need.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to the members of the Snowville Volunteer Fire Department and that a copy be made a part of the official minutes of Montgomery County.

ISSUE/PURPOSE: Resolution of appreciation to the Snowville Volunteer Fire Department.

JUSTIFICATION: The Snowville Volunteer Fire Department provided support at a house fire on Childress Road on February 15th. This resolution is listed at the request of Supervisor Todd King.

XV. COUNTY ATTORNEY'S REPORT

XVI. COUNTY ADMINISTRATOR'S REPORT

XVII. BOARD MEMBERS' REPORT

1. Supervisor Creed
2. Supervisor Biggs
3. Supervisor DeMotts
4. Supervisor Sheppard
5. Supervisor King
6. Supervisor Perkins
7. Supervisor Tuck

XVIII. OTHER BUSINESS

XIX. ADJOURNMENT

FUTURE MEETINGS

Special Joint Meeting
with School Board
Monday, February 29, 2016
Time: TBD

Special Meeting
Budget Work Session
Monday, March 7, 2016
6:00 p.m.

Regular Meeting
Monday, March 14, 2016
6:00 p.m. – Closed Meeting Items
7:15 Regular Agenda

Special Meeting
Budget Work Session
Monday, March 21, 2016
6:00 p.m.

Adjourned Meeting
Monday, March 28, 2016
6:00 p.m. – Closed Meeting Items
7:15 Regular Agenda