AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 25th DAY OF JANUARY, 2016 AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Christopher A. Tuck	-Chair
	Gary D. Creed	-Vice Chair
	Mary W. Biggs	-Supervisors
	April N. DeMotts	
	M. Todd King	
	Annette S. Perkins (arrived 6:20 p.m.)	
	Darrell O. Sheppard	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Financial & Management Services Director
	Marc Magruder	-Budget Manager
	Ruth Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

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

Section 2.2-3711 (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. Corning
2. Constitutional Officers under Virginia Law

(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. Riner Public Safety Site

(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. Juvenile Detention Commission

The vote on the forgoing motion was as follows:

AYE	NAY	ABSENT DURING VOTE
M. Todd King	None	Annette S. Perkins
Gary D. Creed		
Mary W. Biggs		
April N. DeMotts		
Darrell O. Sheppard		
Christopher A. Tuck		

OUT OF CLOSED MEETING

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

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

The vote on the forgoing motion was as follows:

AYE	NAY
Annette S. Perkins	None
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
M. Todd King	
Christopher A. Tuck	

CERTIFICATION OF CLOSED MEETING

On a motion by M. Todd King, seconded by Annette S. Perkins and carried unanimously,

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
Gary D. Creed
Mary W. Biggs
April N. DeMotts
Darrell O. Sheppard
M. Todd King
Annette S. Perkins (for the time present)
Christopher A. Tuck

NAYS
None

ABSENT DURING VOTE
None

ABSENT DURING MEETING
None

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATIONS

Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2015
John Aldridge with Brown, Edwards & Company, L.L.P., presented Montgomery County's Comprehensive Annual Financial Report for Fiscal Year ended June 30, 2015.

General District and Juvenile & Domestic Relations Court – Employee Compensation

J &D Court Clerk, Amie Blankenship, addressed the Board regarding employee compensation in the J&D Court office. Ms. Blankenship thanked the Board of Supervisors for the new courthouse and security it provides. She also thanked them for providing them with operating funds. Ms. Blankenship described the job duties for the J&D Court and the increase in the number of cases heard every year. She requested that the Board consider providing the J&D Court employees with a 15% salary supplement.

The General District Court Clerk, Kim McKittrick, addressed the Board regarding employee compensation in the General District Court Office. Ms. McKittrick stated that, according to the Code of Virginia, 16.1-69.45 Salaries of Clerks and Personnel, the Committee on District Courts shall fix the salaries and personnel of the district courts. Any county or city may supplement the salaries of the clerks and other personnel of the district court wholly out of local funds. However, no supplements may be paid to the full-time district court judges or substitute judges.

Ms. McKittrick described the job duties for the Montgomery County General District Court and stated that Montgomery County is one of the busiest. She stated in 2015 they had 30,608 cases just in traffic, not counting any civil and criminal cases. Ms. McKittrick requested the Board consider providing the General District Court employees with a 15% supplement.

INTO WORK SESSION

On a motion by Annette S. Perkins, seconded by M. Todd King and carried unanimously,

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

1. FY 17 Preliminary Revenue Projections and State Budget Highlights
2. Treasurer Bank Fees
3. Constitutional Officers under Virginia Law

The vote on the forgoing motion was as follows:

AYE	NAY
Mary W. Biggs	None
April N. DeMotts	
Darrell O. Sheppard	
M. Todd King	
Annette S. Perkins	
Gary D. Creed	
Christopher A. Tuck	

FY 17 Preliminary Revenue Projections and State Budget Highlights

Marc Magruder, Budget Manager, provided highlights of the State Budget and FY 17 Preliminary Revenue Projections. Mr. Magruder stated undesignated revenue growth for FY 2017 is estimated to provide $3 million. Normal growth in revenue is in the $1-2 million range per year. For FY17, the County is estimated an additional $1 million in revenue from the change to proration of personal property taxes.

Mr. Magruder reported that the Governor's FY 17 State Budget includes additional $2,307,277 for the schools. Additional state funding to annualize the 2% raise for constitutional officers in FY 16 adds an additional $11,014 in local revenue.

Mr. Magruder stated that staff are analyzing budget requests and are proposed to present the County's FY 2017 budget on March 7, 2016. The School Board will present their budget to the Board of Supervisors on February 8, 2016.

Treasurer Bank Fees

The County Administrator reported that the Board had follow-up questions on the Treasurer's request for additional funding to cover the cost of banking fees.

Richard Shelton, Treasurer, stated that based on the County's banking services contract with Union First, the county is required to pay for banking fees that were previously complimentary under the old contact with Stellar One Bank. Funding was budgeted in FY 2016 to cover the fees but an additional $18,000 is needed. He explained that the County was fortunate not to have to pay for banking fees for years.

The Board asked if the Treasurer issued another RFP for banking services if the fees could be complimentary or lower. The Treasurer believes that if an RFP was issued that the County would not receive any proposals as there was only one received in 2014. He stated that the smaller banks and hometown banks could not handle the high volume of transactions/money the County processes. He indicated that he intends to renew his current contract or banking services.

After a lengthy discussion, the Board thanked Mr. Shelton for his information.

Angie Hill, Financial & Management Services Director, provided information as to funding to the Treasurer's office for banking fees. Due to the County being charged for banking fees an estimated amount was allocated and placed in special contingencies. The Treasurer received the invoice from Union First and the cost was above the amount allocated. An additional $18,000 is needed to cover the invoice and the remainder of FY 16.

Constitutional Officers under Virginia Law

The County Attorney provided information to the Board on the procedures for removing a Constitutional Officer from their position, as follows:

Article 7. Removal of Public Officers from Office.

§ 24.2-230. Applicability of article; certain exceptions.

This article shall apply to all elected or appointed Commonwealth, constitutional, and local officers, except officers for whose removal the Constitution of Virginia specifically provides.

However, an appointed officer shall be removed from office only by the person or authority who appointed him unless he is sentenced for a crime as provided for in § 24.2-231 or is determined to be "mentally incompetent" as provided for in § 24.2-232. This exception shall not apply to an officer who is (i) appointed to fill a vacancy in an elective office or (ii) appointed to an office for a term established by law and the appointing person or authority is not given the unqualified power of removal.

This article shall be applicable to members of local electoral boards and general registrars, but shall not be applicable to assistant registrars who may be removed from office by the general registrar pursuant to § 24.2-112 or to officers of election who may be removed from office by the local electoral board pursuant to § 24.2-109.

§ 24.2-231. Forfeiture of office by person sentenced for commission of certain crimes.

Any person holding any public office of honor, profit, or trust in this Commonwealth who is convicted of a felony or any offense for which registration is required as defined in § 9.1-902 and for whom all rights of appeal under Virginia law have expired, shall by such final conviction forfeit his office or post and thereafter may not act therein under his previous election or appointment. A pardon which may be afterwards granted him shall not void the forfeiture.

§ 24.2-232. Vacancy occurring when officer determined "mentally incompetent" (incapacitated).

A person who is determined to be incapacitated in a judicial proceeding as provided for in Chapter 20 (§ 64.2-2000 et seq.) of Title 64.2 shall be deemed for purposes of Article II, Section 1 of the Constitution of Virginia and this title to be "mentally incompetent" as that term is used

in those provisions. The office of any person who is so determined to be incapacitated, shall become vacant and the vacancy filled in the manner provided by law. Notwithstanding the provisions of Chapter 20 (§ 64.2-2000 et seq.) of Title 64.2, however, any officer shall have a jury trial unless it is waived by him or for him by his counsel of record.

§ 24.2-233. Removal of elected and certain appointed officers by courts.
Upon petition, a circuit court may remove from office any elected officer or officer who has been appointed to fill an elective office, residing within the jurisdiction of the court:

1. For neglect of duty, misuse of office, or incompetence in the performance of duties when that neglect of duty, misuse of office, or incompetence in the performance of duties has a material adverse effect upon the conduct of the office;

2. Upon conviction of a misdemeanor pursuant to Article 1 (§ 18.2-247 et seq.) or Article 1.1 (§ 18.2-265.1 et seq.) of Chapter 7 of Title 18.2 and after all rights of appeal have terminated involving the:

a. Manufacture, sale, gift, distribution, or possession with intent to manufacture, sell, give, or distribute a controlled substance or marijuana;

b. Sale, possession with intent to sell, or placing an advertisement for the purpose of selling drug paraphernalia; or

c. Possession of any controlled substance or marijuana and such conviction under subdivision a, b, or c has a material adverse effect upon the conduct of such office;

3. Upon conviction, and after all rights of appeal have terminated, of a misdemeanor involving a "hate crime" as that term is defined in § 52-8.5 when the conviction has a material adverse effect upon the conduct of such office; or

4. Upon conviction, and after all rights of appeal have terminated, of sexual battery in violation of § 18.2-67.4, attempted sexual battery in violation of subsection C of § 18.2-67.5, peeping or spying into dwelling or enclosure in violation of § 18.2-130, consensual sexual intercourse with a child 15 years of age or older in violation of § 18.2-371, or indecent exposure of himself or procuring another to expose himself in violation of § 18.2-387, and such conviction has a material adverse effect upon the conduct of such office.

The petition must be signed by a number of registered voters who reside within the jurisdiction of the officer equal to ten percent of the total number of votes cast at the last election for the office that the officer holds.

Any person removed from office under the provisions of subdivision 2, 3, or 4 may not be subsequently subject to the provisions of this section for the same criminal offense.

§ 24.2-234. Removal of officer appointed for a term certain.
Any officer appointed to an office for a term established by law may be removed from office, under the provisions of § 24.2-233, upon a petition filed with the circuit court in whose jurisdiction the officer resides signed by the person or a majority of the members of the authority who appointed him, if the appointing person or authority is not given the unqualified power of removal.

The circuit court also shall proceed pursuant to § 24.2-235 for the removal of a member of a local electoral board or general registrar upon a petition signed by a majority of the members of the State Board of Elections as provided in § 24.2-103.

§ 24.2-235. Procedure.
A petition for the removal of an officer shall state with reasonable accuracy and detail the grounds or reasons for removal and shall be signed by the person or persons making it under penalties of perjury. The circuit court shall not dismiss the petition solely because of an error or omission in the form of the petition relating to its statement of the grounds or reasons for removal if such error or omission is not material in determining whether the statement of the grounds or reasons for removal provides a reasonable basis under § 24.2-233 to consider the removal of the officer.

As soon as the petition is filed with the court, the court shall issue a rule requiring the officer to show cause why he should not be removed from office, the rule alleging in general terms the cause or causes for such removal. The rule shall be returnable in not less than five nor more than ten days and shall be served upon the officer with a copy of the petition. Upon return of the rule duly executed, unless good cause is shown for a continuance or postponement to a later day in the term, the case shall be tried on the day named in the rule and take precedence over all other cases on the docket. If upon trial it is determined that the officer is subject to removal under the provisions of § 24.2-233, he shall be removed from office.

§ 24.2-236. Suspension from office pending hearing and appeal.
In the event of a judicial proceeding under §§ 24.2-231, 24.2-232, 24.2-233, or 24.2-234, the circuit court may enter an order suspending the officer pending the hearing. The court may, in its discretion, continue the suspension until the matter is finally disposed of in the Supreme Court or otherwise. During the suspension the court may appoint some suitable person to act in the

officer's place. The officer's compensation shall be withheld and kept in a separate account and paid to him if and when the judicial proceedings result in his favor. Otherwise, it shall be paid back to the county, city, town or State Treasurer who paid it.

§ 24.2-237. Who to represent Commonwealth; trial by jury; appeal.
The attorney for the Commonwealth shall represent the Commonwealth in any trial under this article. If the proceeding is against the attorney for the Commonwealth, the court shall appoint an attorney to represent the Commonwealth. Any officer proceeded against shall have the right to demand a trial by jury. The Commonwealth and the defendant shall each have the right to apply to the Supreme Court for a writ of error and supersedeas upon the record made in the trial court and the Supreme Court may hear and determine such cases.

§ 24.2-238. Costs.
A. If a judicial proceeding under this article is dismissed in favor of the respondent, the court in its discretion may require the state agency or political subdivision which the respondent serves to pay court costs or reasonable attorney fees, or both, for the respondent.

B. No person who signs a petition for the removal of an official pursuant to § 24.2-233 or who circulates such a petition (i) shall be liable for any costs associated with removal proceedings conducted pursuant to the petition, including attorney fees incurred by any other party or court costs, or (ii) shall have sanctions imposed against him pursuant to § 8.01-271.1.

The County Attorney clarified that the Board of Supervisors does not have control of the petition. It is up to the voters of Montgomery County to start a petition and submit it to the Circuit Court.

The Board thanked the County Attorney for explaining this process. The Board also discussed the County's policy on providing supplemental compensation to the Constitutional Officers. The County Attorney clarified that employees in all the constitutional offices are hired at will by the Constitutional Officer. When the Constitutional Officers' term ends then the term of the employees ends also. It is up to the re-elected or newly elected Constitutional Officer to re-appoint the staff.

<u>OUT OF WORK SESSION</u>

On a motion by M. Todd King, seconded by Annette S. Perkins and carried unanimously,

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

The vote on the forgoing motion was as follows:

AYE	NAY
April N. DeMotts	None
Darrell O. Sheppard	
M. Todd King	
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
Christopher A. Tuck	

RECESS

The Board took a ten minute recess at 9:05 p.m. and reconvened at 9:15 p.m.

PUBLIC ADDRESS

Julia Kimbrough expressed her support for the Clerk of Circuit Court and can't believe there are citizens who are petitioning to get the Clerk removed. Ms. Kimbrough stated there are numerous Constitutional Officers around the State of Virginia that have not re-appointed staff and while it is upsetting to lose a job, the Clerk had every right not to re-appoint members of her staff. She believes Ms. Williams is still doing her job as she was elected to do. Ms. Kimbrough stated it is upsetting to see several Board of Supervisor members supporting the petition and believes they should remain bipartisan

Melissa "Lisa" Gardner expressed her support for the Clerk of Circuit Court. Ms. Gardner believes the Board of Supervisors should not get involved in the duties of a constitutional officer as they have the right not to re-appoint staff. She stated the employees who were not re-appointed are all wonderful but are at-will employees. She also believes the petition against Ms. Williams is a witch hunt and that personal beliefs should not play into this process.

Sarah Bohn expressed her support for the Clerk of Circuit Court. Ms. Bohn understands it is upsetting to lose one's job. She believes Ms. Williams is an excellent clerk and has a vision for the Clerk's office. She asked the Board not to let a petition to remove the Clerk from her position cloud their judgment.

Crystal Kessling, an employee that was not reappointed to the Clerk of Circuit Court office, stated she did not expect to lose her job in December. She was hired in 2008 by Ms. Williams and her last employee evaluation she received 4.75 out of 5. Ms. Kessling thanked the Board for taking the time to listen.

Barbara Middleton stated that taxpayers need to know why the Clerk of Circuit Court did not reappoint five employees. High performance employee evaluations were given to all five employees and were given gleaming praise by the Clerk of Circuit Court during her campaign.

She questioned if the employees were not doing their job why were they not dismissed beforehand.

Karen Myers expressed her concern about the dismissal of five employees from the Clerk of Circuit Court office. Ms. Myers understands that the Board of Supervisors does not have any direct authority but does have some financial control regarding the Clerk's office.

Betty Greene stated that the petition circulating to remove the Clerk of the Circuit Court is being perceived as a political motive. She believes that no matter what political party one belongs to that everyone should expect common decency. She also pointed out that the petition drive is not an effort from a church. Ms. Greene requested the Board of Supervisors to consider eliminating the salary supplement the Clerk receives from the County.

Jeff Vaught, husband of Diana Vaught who was one of the employees not reappointed, spoke about the Clerk of Circuit Court's decision not to reappoint five employees. Mr. Vaught stated that the County lost 80 years of combined experience and it was wrong and unfair treatment of these employees. He does not understand how the Clerk could praise her staff during her election campaign and then not reappoint them.

James Willis wanted to clarify some misleading statements that are circulating about him. He stated he served in the Navy. He got involved in politics and is a member of the Republican Party. He stressed that the petition is not a political witch hunt as the voters signing the petition are from both parties, Democrat and Republican. Mr. Willis also emphasized that he has never been to the church that is being mentioned as one of the reasons a petition is being circulated. He stated under Virginia law, voters have the right to hire and fire public officials.

John Myers stated he knows the Board has no control over the Clerk's Office but they do have control over the supplemental pay to the Clerk. He does not understand how she got rid of her great team that she called remarkable during her campaign speeches. He believes that the actions of the Clerk has made the Clerk's office look bad.

Sherry Burke expressed her concerns regarding the action of the Clerk of Circuit Court by not reappointing five employees. What may be legal does not necessarily make it right.

There being no further speakers, the public address session was closed.

CONSENT AGENDA

On a motion by Annette S. Perkins, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated January 25, 2016 was approved. The vote was as follows:

AYE	NAY
Darrell O. Sheppard	None
M. Todd King	
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Christopher A. Tuck	

Approval of Minutes
On a motion by Mary W. Biggs, seconded by Annette S. Perkins and carried unanimously, the minutes dated July 27, 2015 were approved.

Appropriations and Transfers

R-FY-16-68
LIVESTOCK AND FOWL CLAIM
DALE ALDERMAN

On a motion by Annette S. Perkins, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that Dale Alderman is hereby compensated $200.00 for the loss of eight (8) ducks.

R-FY-16-69
APPOINT ALTERNATE TO THE
PEPPERS FERRY REGIONAL WASTEWATER
TREATMENT AUTHORITY

On a motion by Annette S. Perkins, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby reappoints **Robert Fronk** as alternate to the **Peppers Ferry Regional Wastewater Treatment Authority (PFRWTA)** effective January 1, 2016 and expiring December 31, 2019.

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.

R-FY-16-70
WESTERN VIRGINIA REGIONAL JAIL AUTHORITY
APPOINTMENT

On a motion by Annette S. Perkins, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints the following individuals to the Western Virginia Regional Jail Authority effective January 1, 2016 and expiring December 31, 2016.

Sheriff Hank Partin **Chief Deputy Robert L. Hall (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.

R-FY-16-71
APPOINT SHERIFF PARTIN TO THE
TRANSPORTATION SAFETY COMMISSION

On a motion by Annette S. Perkins, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, that the Board of Supervisors hereby appoints **Sheriff Hank Partin** to the **Transportation Safety Commission** effective January 26, 2016 and expiring December 31, 2019.

OLD BUSINESS

R-FY-16-72
APPOINTMENT
WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA)
CONSORTIUM BOARD

On a motion by April N. DeMotts, seconded by Annette S. Perkins and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Mary W. Biggs** to the **New River/Mount Rogers Workforce Innovation and Opportunity Act Consortium Board** and appoints **Annette S. Perkins** as her alternate effective January 1, 2016 and expiring December 31, 2019.

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.

The vote on the foregoing resolution was as follows:

AYE	NAY
M. Todd King	None
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
Christopher A. Tuck	

NEW BUSINESS

R-FY-16-73
RESOLUTION TO OPPOSE THE CLOSING OF CATAWBA HOSPITAL

On a motion by April N. DeMotts, seconded by M. Todd King and carried unanimously,

WHEREAS, Governor Terry McAuliffe's proposed budget includes development of a plan for closure of Catawba Hospital, reflecting the next step in transforming our mental health system to one that is focused on community-based care and individualized treatment for citizens who need these services; and

WHEREAS, Governor McAuliffe's proposed budget requests $1 million to plan for the closing of the 110-bed facility in 2018 and move toward more community-based services that would aid people before they require hospitalization; and

WHEREAS, There is an increased demand for both geriatric patients and patients with temporary detention orders when no beds in private facilities are available; and

WHEREAS, The closure of Catawba Hospital would place an undue burden on patients in crisis; and

WHEREAS, Approximately 100 patients are served by Catawba Hospital and family members of the patients are deeply concerned about the safety of their loved ones should they be forced to leave the facility; and

WHEREAS, The addition of 56 beds at Western State Hospital is not enough to cover the losses at Catawba; and

WHEREAS, The loss of 250 jobs and the hospital's $20 million budget would cause serious negative economic impacts.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby requests that the Catawba Hospital not be closed and that it remain open and continue to accept new admissions for those who need these services.

The vote on the foregoing resolution was as follows:

AYE	NAY
Gary D. Creed	None
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
M. Todd King	
Annette S. Perkins	
Christopher A. Tuck	

R-FY-16-74
RESOLUTION SUPPORTING HOUSE BILL 294
TO PROHIBIT THE CLOSURE OF THE
SOUTHWESTERN VIRGINIA TRAINING CENTER

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

WHEREAS, The Southwestern Virginia Training Center in Hillsville, Virginia was established in 1975 and has provided quality care throughout the years; and

WHEREAS, Most residents have profound and/or other serious intellectual disabilities, often accompanied by severe medical or behavioral problems and need full time assistance to perform the basic functions of living; and

WHEREAS, The Commonwealth of Virginia will close four of its five institutions for housing the developmentally and intellectually disabled and transition those services to the community under a 10-year, $2 billion settlement agreement the state entered with the Department of Justice; and

WHEREAS, The Commonwealth of Virginia agreed to close the institutions by 2020, leaving open 75 beds at Southeastern Virginia Training Center in Chesapeake, Virginia. There are currently more than 1,000 people housed at the state's five facilities; and

WHEREAS, Family members of residents are deeply concerned about the safety of their loved ones should they be forced to leave the center; and

WHEREAS, Montgomery County will be impacted with the moving of the residents into the community; and

WHEREAS, The closure of this facility would be detrimental to our community with the responsibility of helping the families from Montgomery County find the care that is the same as, or better, than the care that is currently offered at Southwestern Virginia Training Center.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby supports House Bill 294 that requests the Southwestern Virginia Training Center shall not be closed and shall instead remain open and continue to accept new admissions of individuals with intellectual disability for whom treatment in a training center is appropriate.

The vote on the foregoing resolution was as follows:

AYE	NAY
Mary W. Biggs	None
April N. DeMotts	
Darrell O. Sheppard	
M. Todd King	
Annette S. Perkins	
Gary D. Creed	
Christopher A. Tuck	

A-FY-16-57
LEAGUE OF WOMEN VOTERS
TRANSFER FROM GENERAL CONTINGENCIES

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

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 2016 Facts for Voters brochure.

The vote on the foregoing resolution was as follows:

AYE	NAY
April N. DeMotts	None
Darrell O. Sheppard	
M. Todd King	
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
Christopher A. Tuck	

R-FY-16-75
MONTGOMERY TOURISM DEVELOPMENT COUNCIL
UNEXPIRED TERM OF SUPERVISOR MATTHEW GABRIELE

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, that the Board of Supervisors hereby appoints **April N. DeMotts** to the Montgomery Tourism Development Council effective January 26, 2016 and expiring August 27, 2016.

Said appointment fills the unexpired term of Supervisor Matthew Gabriele, resigned.

The vote on the foregoing resolution was as follows:

AYE	NAY
Darrell O. Sheppard	None
M. Todd King	
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Christopher A. Tuck	

R-FY-16-76
RESOLUTION OF APPRECIATION
FRANK BEAMER

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously,

WHEREAS, Frank Beamer graduated from Virginia Polytechnic Institute and State University (Virginia Tech) in 1969 where he started as cornerback on the football team for three seasons and helped to take the team to the Liberty Bowls in two of those seasons; and

WHEREAS, Frank Beamer began his coaching career in 1969 as an assistant coach for the Radford High School football team, and went on to serve as assistant coach and defensive coordinator at the Citadel and defensive coordinator, and then head coach at Murray State University where he led the football team to a 42-23-2 record; and

WHEREAS, Frank Beamer has been the head football coach at Virginia Tech since 1987; and

WHEREAS, Over the course of his career he led the Virginia Tech football team to four Atlantic Coast Conference (ACC) titles, 23 bowl games, two bowl game victories and a national championship game appearance; and

WHEREAS, Throughout his coaching career, ***Frank Beamer*** consistently demonstrated the essential qualities of leadership, diplomacy, perseverance, and leaves a lasting legacy of his dedication to the students and to Virginia Tech; and

WHEREAS, Frank Beamer announced that he would retire at the end of the 2015 football season.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia, that the Board of Supervisors, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***Frank Beamer*** and congratulates him upon the occasion of his retirement with sincere best wishes for continued health and happiness.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***Frank Beamer*** as a testimonial of the high esteem in which he is regarded by the Board of Supervisors and that a copy be a part of the official minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

AYE	NAY
M. Todd King	None
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
Christopher A. Tuck	

COUNTY ADMINISTRATOR'S REPORT

The County Administrator thanked the Board for supporting his decision to close County Offices on Friday, January 22, 2016 due to inclement weather.

BOARD MEMBERS REPORTS

Supervisor King thanked the County Administrator for looking out for the employees by closing county offices during the inclement weather. He also thanked the General Services Director, Steve Phillips, and his crew for working long hours to ensure all county facilities had snow removed. He commended the Sheriff's Office and all the Fire and Rescue volunteers who have to work in the inclement weather.

Supervisor Biggs attended the School Board meeting where the School Board members discussed holding their second meeting of the month in the School Board conference room instead of the Board chambers.

Supervisor Biggs also attended the Dialogue on Race meeting. The Dialogue on Race committee thanked the Board of Supervisors for their contribution to help cover the cost of the annual event.

Supervisor DeMotts announced she opposes the closing of the Catawba Hospital and the Southwest Virginia Training Center and is glad to see the resolutions in support to keep both these facilities open were approved tonight.

Supervisor DeMotts echoed Supervisor Kings' comments regarding the first responders and road crew who worked during the inclement weather.

Supervisor Tuck thanked all the speakers who came out and spoke about the Clerk of Circuit Court's Office. He commented in regards to the supplemental pay given to the Clerk by the County that no decision will be made tonight on whether to eliminate the supplement. He stated that the Board will be seeking information from the County Attorney.

ADJOURNMENT

The Chair declared the meeting adjourned to February 5, 2016 at 4:30 p.m. The meeting adjourned at 10:15 p.m.

APPROVED_____ ATTEST:_____

Christopher A. Tuck
Chair

F. Craig Meadows
County Administrator

AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 1st DAY OF FEBRUARY, 2016 AT 6:30 P.M. IN THE MULTI-PURPOSE ROOM #2, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Christopher A. Tuck	-Chair
	Gary D. Creed	-Vice Chair
	Mary W. Biggs	-Supervisors
	M. Todd King	
	Annette S. Perkins (arrived 6:45 p.m.)	
	Darrell O. Sheppard	
	F. Craig Meadows	-County Administrator
	Martin M. McMahon	-County Attorney
ABSENT:	April N. DeMotts	-Supervisor

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by M. Todd King and seconded by Gary D. Creed and carried unanimously,

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 Middle School

The vote on the forgoing motion was as follows:

AYE	NAY	ABSENT DURING VOTE	ABSENT
Gary D. Creed	None	Annette S. Perkins	April N. DeMotts
M. Todd King			
Mary W. Biggs			
Darrell O. Sheppard			
Christopher A. Tuck			

Supervisor Perkins arrived at 6:45 p.m.

OUT OF CLOSED MEETING

On a motion by Gary D. Creed, seconded by M. Todd King and carried unanimously,

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

The vote on the forgoing motion was as follows:

AYE	NAY	ABSENT
M. Todd King	None	April N. DeMotts
Mary W. Biggs		
Annette S. Perkins		
Gary D. Creed		
Darrell O. Sheppard		
Christopher A. Tuck		

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

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
Mary W. Biggs
Annette S. Perkins
Darrell O. Sheppard
Gary D. Creed
M. Todd King
Christopher A. Tuck

NAYS
None

ABSENT DURING VOTE
April N. DeMotts

ABSENT DURING MEETING
April N. DeMotts

ADJOURNMENT

The Chair declared the meeting adjourned to February 5, 2016 at 4:30 p.m. The meeting adjourned at 6:51 p.m.

APPROVED_____ATTEST:_____

Christopher A. Tuck	F. Craig Meadows
Chair	County Administrator

AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 5th & 6th DAY OF FEBRUARY, 2016 AT 4:30 P.M. AT THE COURTYARD BY MARRIOTT, 105 SOUTH PARK DRIVE, BLACKSBURG, VIRGINIA:

PRESENT:	Christopher A. Tuck	-Chair
	Gary D. Creed	-Vice Chair
	Mary W. Biggs	-Supervisors
	April N. DeMotts	
	M. Todd King	
	Annette S. Perkins	
	Darrell O. Sheppard	
	F. Craig Meadows	-County Administrator

CALL TO ORDER

The Chair called the meeting to order.

INTO WORK SESSION

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

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

1. Welcome and overview
2. Review and discussion of Board vision statement/priorities
3. Discussion of issues of interest to the Board

The vote on the foregoing motion was as follows:

AYE	NAY
M. Todd King	None
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
Christopher A. Tuck	

The Board recessed at 8:30 p.m. and reconvened on Saturday, February 6, 2016 at 8:00 a.m.

OUT OF WORK SESSION

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously,

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

The vote on the foregoing motion was as follows:

AYE	NAY
Annette S. Perkins	None
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
M. Todd King	
Christopher A. Tuck	

ADJOURNMENT

The Chair declared the meeting adjourned to Monday, February 8, 2016 at 6:00 p.m. The meeting adjourned at 2:30 p.m.

APPROVED_____ATTEST:_____

Christopher A. Tuck
Chair

F. Craig Meadows
County Administrator

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 8TH DAY OF FEBRUARY, 2016 AT 6:30 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET IN CHRISTIANSBURG, VIRGINIA:

PRESENT:	Christopher A. Tuck	-Chair
	Gary D. Creed	-Vice Chair
	Mary W. Biggs	-Supervisors
	Annette S. Perkins	
	M. Todd King	
	Darrell O. Sheppard	
	April N. DeMotts	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Director of Financial and Management Services
	Emily Gibson	-Director of Planning
	Ruth Richey	-Public Information Officer
	Judy W. Kiser	-Assistant to the County Administrator

CALL TO ORDER

The Chair called the meeting to order.

INTO CLOSED MEETING

On a motion by M. Todd King, seconded by Annette S. Perkins and carried unanimously,

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

Section 2.2-3711 (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. Amended and Restated Commerce Park Participation Agreement

(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 Policy and Management Team (CPMR)

The vote on the foregoing motion was as follows:

AYE	NAY
M. Todd King	None
Annette S. Perkins	
Gary D. Creed	
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
Christopher A. Tuck	

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Darrell O. Sheppard and carried unanimously,

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

The vote on the foregoing motion was as follows:

AYE	NAY
Gary D. Creed	None
Annette S. Perkins	
M. Todd King	
Mary W. Biggs	
April N. DeMotts	
Darrell O. Sheppard	
Christopher A. Tuck	

CERTIFICATION OF CLOSED MEETING

On a motion by April N. DeMotts, seconded by Gary D. Creed and carried unanimously,

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
April N. DeMotts
Gary D. Creed
Annette S. Perkins
Mary W. Biggs
M. Todd King
Darrell O. Sheppard
Christopher A. Tuck

NAYS
None

ABSENT DURING VOTE
None

ABSENT DURING MEETING
None

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATIONS, RECOGNITIONS AND AWARDS

Christiansburg Lions Club 75th Anniversary

Doug Kanney, President of the Christiansburg Lion's Club, spoke proudly of the seventy five year history of the Lions Club working to meet the needs of local communities and the world. There are 1.35 million members of the volunteer organization in 206 countries. In addition to their initiatives in vision health, Lions volunteer for many different kinds of projects, such as caring for the environment, feeding the hungry and aiding seniors and the disabled. Mr. Kanney requested that the Board of Supervisors designate February 22-27, 2016 as Christiansburg Lions Club Week in Montgomery County.

The Chair congratulated Mr. Kanney and the Christiansburg Lions Club, and informed him that a resolution is listed on the agenda under new business for the Board's consideration to declare February 22-27, 2016 as Christiansburg Lions Club Week in Montgomery County.

Virginia Department of Transportation

VDoT's Residency Administrator David Clarke provided an update on road projects/issues in Montgomery County:

VDoT has been doing a lot of road patching (pot holes) due to the snow, including Route 8, Rock Road, I-81, Woodland Hills, Prices Fork, etc. VDoT is also still working on some flood damage from September.

Supervisor Todd King expressed his appreciation for the work VDoT did during the recent snow storm.

Blue Springs Road (SR 613) The County Administrator called VDoT last spring about some problems at 5886 Blue Springs Road and VDoT went out and did some work and was supposed to go back out and fix their driveway. Supervisor King said they are getting flooded with water. Mr. Clarke agreed that VDoT would go out and check on the problem.

Piney Woods Road (SR 600) Supervisor King has been asked about what the speed limit will be on Piney Woods Road once VDoT has completed the project. The citizens who live on the road are getting a petition up for the speed limit to be kept at 35 mph. Mr. Clarke said the speed limit is usually set at 35 mph.

Pack Road (SR 668) Pack Road, which connects to Piney Woods Road, is in pretty bad shape. Mr. Clarke said VDoT will go out and take a look at it.

Supervisor Mary Biggs talked with a citizen who resides on Mt. Tabor Road (SR 624) and the citizen exclaimed to her that VDoT did a great job on Mt. Tabor Road during the recent snowstorm. Mr. Clarke explained VDoT received a lot of calls from people in Montgomery County who have snow removal equipment and signed up to help, and VDoT got approval from Richmond and put them to work at the beginning of the storm. He thanked all the citizens who signed up to use their equipment and work with VDoT to help with snow removal.

Supervisor Darrell Sheppard who lives on Long Shop Road (SR 655), thanked Mr. Clarke for the good job VDoT did on his road during the snowstorm.

Supervisor Sheppard reported that Lois Barnett who lives on Brooksfield Road (SR 654), on the right going toward McCoy, is kind of left down in a hole in the road that was updated 20 years ago, and where she has to come onto the road, is always dug out. He asked that VDoT come out and take a look at it and see if anything can be done.

Supervisor Chris Tuck VDoT is working on the washout on Rock Road (SR685). They cut a small ditch at the entrance and are still working to get the proper pipe.

FY 2017 High Volume Unpaved Road Program

Planning Director Emily Gibson explained that the Commonwealth Transportation Board (CTB) authorizes the set-aside of unpaved road funds for providing hard-surface to unpaved roads with traffic volumes over 50 vehicles per day. The CTB has set aside a portion of these funds to address high volume unpaved roads, which are defined as unpaved roads with a traffic count greater than 500 vehicles per day. Applications for the FY 2017 High Volume Unpaved Road Program are now being accepted.

Applications need to be completed by County staff and submitted to the VDoT Residency Administrator, who will review it and provide a recommendation. The finalized application is submitted to VDoT's Local Assistance Division for evaluation and scoring in accordance with CTB policy. Recommendations for funding will be presented to the CTB in June. Each County with qualifying routes may apply for up to $300,000 annually to address candidate projects. Applications are due to the VDoT Residency Administrator by March 18, 2016.

The one road in Montgomery County that has been identified as qualifying for these funds is Clarence Road (SR 601), from the intersection Laurel Ridge Mill Road (SR 602) to the intersection of Rustic Ridge Road (SR 616) approximately 1.10 miles, if the road is added to our Six-Year Secondary Road Improvement Plan. The Planning Director emphasized that no local match was required and this would not take funds from any other project. A resolution to add Clarence Road (SR 601) to our Six-Year Secondary Road Improvement Plan is listed under New Business for the Board's consideration. Also listed under New Business for the Board's consideration is a proposed resolution authorizing the filing of an application for VDoT's FY 2017 High Volume Unpaved Road Program funds for improvements on Clarence Road.

Former Prices Fork Elementary School Comprehensive Community Revitalization Project-VDHCD Grant Fund

Jennifer Wilsie and Elisabeth Willis, members of the Old School Food Center Advisory Committee, provided an update to the Board on the former Prices Fork Elementary School Comprehensive Community Revitalization Project. Currently, there is a team of nineteen working on this project for their non-profits or for-profits-with businesses as well as local government. The grant for this project is $2.5 million, but in addition to that, public and private investments in the project has brought the total to $6 million. It is estimated that approximately 57 jobs will be created throughout the process, and 25 entrepreneurs who hope to get the facilities up and running.

Members of the Board thanked them for the update, and congratulated them on moving forward. A resolution is listed on the agenda under New Business for the Board's consideration that authorizes the filing of an application for grant funds for the former Prices Fork Elementary School Comprehensive Community Revitalization Project.

INTO WORK SESSION

On a motion by Gary D. Creed, seconded by Darrell O. Sheppard and carried unanimously,

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

1. Presentation of the FY 2017 School Budget
2. Discussion of Constitutional Officers

The vote on the foregoing motion was as follows:

AYE	NAY
Gary D. Creed	None
Darrell O. Sheppard	
Annette S. Perkins	
April N. DeMotts	
Mary W. Biggs	
M. Todd King	
Christopher A. Tuck	

Presentation of the FY 2017 School Budget

Mark Miear, Superintendent of MCPS, provided summary information of the school's proposed budget, followed by detailed information for all budget changes. He pointed out that the proposed increases align with the four budget goals:

1. Continue Implementation of the Model for Effective Instruction
2. Recruit and Retain the Highest Caliber Employees
3. Program Enhancement and Targeted Restoration
4. Maintenance of Effort for Necessary Infrastructures

The total changes represents a 5.12% increase from the 2015-16 approved budget.

FY 2015-16 Approved Budget	$ 100,505,755
Add: Total Additions	7,418,644
Less: Total Reductions	(1,678,585)
Total FY 2016-2017 Budget	$ 106,245,814

Professional Development Expansion **$125,000**
Professional Development is a key factor in implementing new instructional strategies and in integrating technology into the classroom. Professional Development work includes creating training sessions, delivering the sessions and providing support in the classroom which requires time for strategic planning, curriculum development and curriculum alignment. Providing ongoing support and follow through is a process which also requires time and specific support of staff. Currently, MCPS only has federal funds to use for Professional Development activities.

Expanding a Part-Time English Teaching Position to Full-Time **$22,011**
This teacher will serve Shawsville Middle School and Eastern Montgomery High School. The additional time is necessary to provide additional reading services to help with struggling readers. Currently, Shawsville Middle School is a school in warning and the school's writing scores for 14-15 were averaged 47%.

Addition of Instructional Specialist (Coach) for Elementary Schools $66,700
An additional coach is necessary to ensure coverage of every Title 1 school and provide contact point for non-title schools. The coach assists with the professional development efforts specifically related to curriculum development and alignment.

Addition of Technician to Support eBackpack Implementation $66,700
The eBackpack program will be in year three of implementation in 2016-17. Due to the number of devices added to the district, an additional technician will be needed to fully support the program.

Funding for Remediation Support at Targeted Schools $100,000
Each year we are faced with the challenge of supporting schools that are struggling to meet increased expectations. While we have made significant gains, we recognize the need to provide strategic support. Providing tutoring, intense remediation, and additional time or support and programs for students to master skills has proven to be effective. Past funding has often not been sufficient for year-long remediation, therefore, tutoring has often been limited. Increasing this funding would provide direct support to students.

Supportive Learning Environments/Instructional Learning Spaces $250,000
As we explore and implement innovative approaches to learning, we want to create supportive learning environments that turn library spaces into learning centers that are right for today's rapidly changing digital world. As we look at our older facilities, we believe we can begin to pilot changes in the environments themselves to affect student learning and create collaborative space for creative endeavors. Modern design extends far beyond simply equipping a 20th-century classroom with computers. Smart spaces are designed to provide the truly intelligent learning areas of today and the immediate future. Design elements may include collaborative furniture such as furniture that adjusts to multiple learners which can be quickly reconfigured to individual mode for independent activities like reading. Moveable walls and innovative seating and scribble walls are all components to be considered. Intelligent lecterns, flexible lighting levels, reconfiguring gathering areas and providing sufficient electrical resources are also components to be considered in designing media centers and classrooms for modern learning approaches. We proposed to pilot new spaces within current schools and to begin to look at ideal designs as we revisit current learning spaces and determine best practices for new facilities.

Technology Infrastructure to Support the 21st Century Classroom $150,000
The infrastructure and replenishment cycle to continue to support the 21st Century Classroom has previously been funded with one-time only funds either from carryover or through a one-time funds request from the Board of Supervisors. The funds are necessary as a part of the regular operating budget to maintain a consistent technology platform in all schools.

Add Instructional Technology Resource Teacher $66,700
An additional technology resource teacher will assist with the integration of technology in the classroom. MCPS currently has six TRT's to serve 20 schools. Our goal is to eventually have one TRT per school. This additional TRT will help with the range of technology integration services throughout the district.

Salary Enhancement **$2,957,692**
This includes salary and benefits for the first year of a two-year implementation of the Evergreen pay plan study. It is based on a combination approach, providing step parity for teachers and classification year parity for classified employees. The amount also includes funds to incorporate the current part-time incentive payment into the salary scales.

Projected Salary Turnover and Lapse **($1,678,585)**
Review of staffing positions and salaries included in the FY 2015 – 16 budget indicates a savings in the budgeted salaries due to turnover and lapse for a savings of $1,078,585. The projected savings for 2016-17 is $600,000 including projections for our retirement incentive program. This amount has been included in this budget and additional savings due to lapse, if they exist, will be realized during the carryover process and budgeted in the 2017-18 fiscal year.

Add School/Administrative Improvement Specialist position for SMS **$98,594**
This school-based leader will assist with the daily routines and responsibilities for the principal. Increased student achievement can only happen in schools where administrators are well versed in research-based pedagogy and content in crucial areas. SMS is a school in warning with a high disadvantaged population and a high number of students who need additional services. This high need school needs an additional administrator to support the functions of the school.

Restoration of Five Elementary Teaching Positions **$333,500**
These positions will be used to restore staff at schools that have the greatest need and would most benefit instructionally. Specific placement would be made in the summer as student enrollment and testing results become clear. Current potential schools include AES, EMES and PFES. AES has lost four teachers due to budget cuts, the school's PTR has risen to over 20:1, scores have declined and the school has lost their cohort of student teachers from Radford. EMES has the highest percentage of disadvantaged students and continues to struggle to meet state and federal accreditation. PFES has a PTR over 22:1 in the second grade, has a disadvantaged student population over 50% and is struggling to meet state and federal benchmarks.

Additional Math/Reading 180 Teacher for Christiansburg Middle School **$66,700**
Christiansburg Middle School has a high need for remediation programs for struggling students. The Read/Math 180 programs are successful at the school, but currently utilize the resources of a special education teacher. Allocating a classroom teacher to support this program will reallocate special education resources in the school toward more struggling students.

Restore Budget for Supplies and Materials **$375,000**
All teachers and staff members should have essential supplies and materials in their classrooms and offices, and available in their school. This budget line item was reduced several times during the economic downturn and the restoration of these funds is requested by schools and teachers every year. The supply budget was reduced by $617,000 over 6 years – eliminating 13% of the original supply budget. This adjustment will restore more than half of those funds.

Restore Lunch Aides to all Elementary Schools **$79,073**
Lunch aides were removed from budget in 2011. Adding these staff members back at the elementary level recognizes the increased duties of teachers, improves employee morale, and boosts student assistance and safety.

Restore Academic and Athletic Stipends for Secondary Personnel $133,798
These stipends were removed from the budget in 2014-15 by 10%. The restoration of these stipends ensures fair compensation to teachers for their time and responsibilities outside of the classroom. This includes the adjustments to supplements recommended by the Evergreen Salary Study, as a part of overall salary enhancements throughout the division.

Add Student Assistance Program Coordinator to Serve Elementary Schools $66,700
The Student Assistance Program has been successfully implemented at the secondary level. An additional coordinator is needed to expand the program to the elementary schools. The Student Assistance is focused on academic, behavior, and mental health supports and interventions for students.

Restore Math Teacher at Blacksburg High School $66,700
Enrollment at BHS has increased by 100 students in the past year and math classes are over capacity by 75 students and this is addressed through a computer science teacher currently teaching math full time. An additional math teacher will alleviate this strain on other math teachers in the building and provide a more appropriately sized learning environment.

Restore Warehouse Worker $36,753
This position was frozen in 2010 due to budgetary restraints and ultimately removed from the budget. The warehouse has attempted to survive using temporary help during busy seasons, but the cost of the temporary help meets or exceeds the cost of a full-time worker. This amount will cover the necessary funds.

Purchase Four Buses to Continue to Restore Bus Replacement Cycle $350,000
For several years, MCPS reduced bus expenditures to help balance the budget. Adding four buses puts a total of eight buses in the recurring operating budget and brings us closer to our ideal replacement cycle.

Restoration of Funds to Shorten Walking Distances for Some Bus Stops $50,000
For several years MCPS reduced bus expenditures to help balance the budget. Adding four buses puts a total of eight buses in the recurring operating budget and brings us closer to our ideal replacement cycle.

Administrative Assistant for Operations and Finance $46,688
An additional person is needed in the operations and finance department to help balance the accounts payable, purchasing and the administrative assistant needs of personnel in the department.

Superintendent's Discretionary Fund for District Needs $100,000
Maintaining a superintendent's discretionary fund is a common practice which allows superintendents a funding source to address needs as they see appropriate. Given that MCPS will have a new superintendent for the 16-17 school year, this fund will be set aside to allow the superintendent to promptly address needs as he evaluates the overall school system.

Three Additional Teachers for Growth in Enrollment $200,100
The current projected enrollment for 2016-17 includes 64 additional students. Additional teaching staff will be required to cover classroom growth due to increased enrollment.

VRS Contribution Rate **$469,429**
The Governor's proposed State Budget includes an increase of 0.6% in the required contribution rate for all employees in the professional classification and a 0.05% in the VRS Health Care Credit for all eligible employees. In addition, there is an increase of 1.68% in the VRS required contribution rate for all employees in the certified classification. All employees contribution rate for VRS group life is increased by 0.13%.

Health Insurance Rate Increase **$ 665,248**
The proposed budget includes funds for an estimated increase of 6.5% in the premium rates for health insurance, the monthly premiums have yet to be determined. This increase is based on the past year's medical and prescription drug claims. Monthly employee upgrade premiums have not yet been determined.

Inflation for Utilities at 3% **$98,344**
Current estimates are that electric, gas and other utility rates may increase at an average of 3%.

Bandwidth Increase (Goal: 100 Mbps per 1,000 students by 2017) **$84,000**
State and federal agencies set a target for all school divisions to have a bandwidth standard of 100 Mbps per 1,000 students in 2017 and 1 GB per 1,000 students in 2020. Currently MCPS averages 500 Mbps per 1,000 students. As growth and interdependency on the internet for educational programs continues, a recurring investment in bandwidth is necessary.

Technology Life Cycle Replacement Plan **$104,400**
The Technology Life Cycle Replacement Plan provides funding to strategically and proactively replace technology equipment that was purchased with one time construction bond money.

Software Additions for Recruitment and Security **$87,114**
Departments across the district have purchased software additions through a variety of funds. The technology department has previously absorbed these purchases in their budgets, limited the technology support to our students and staff members. These recurring software licenses and additions should be recurring items in the budget.

Expand English as a Second Language Program **$66,700**
New guidance from U.S. Department of Justice and the U.S. Department of Education requires school divisions to provide direct language assistance services. Increased staffing is needed to expand the consult services currently provided to direct language assistance. Currently, the MCPS program does not provide direct service to students in kindergarten or to levels four and five. Expanding these services will allow us to more closely adhere to the new guidelines and improve services to our students who are learning English as a second language.

Purchase of Records Application for Human Resources **$35,000**
The Records application would assist in the electronic management of payroll tasks, including onboarding process management, contract renewal processing, time sheet collection, e-forms and document retention. Currently these functions are performed through a labor-intensive manual process. The software will create efficiencies within the department and help staff handle the increasing workload due to health insurance changes and Affordable Care Act implementation.

The Chair thanked the MCPS Superintendent Dr. Mark Miear for his presentation on the schools' proposed budget for FY 2016/17.

Discussion of Constitutional Officers

The Chair opened the discussion by reviewing recent events that brought this matter to the Board's attention when several people attended a Board meeting and addressed the Board about concerns they had related to constitutional officers, specifically, the Clerk of the Circuit Court. Following that, the County Attorney provided a legal briefing. Board members have received several e-mails and quite a few phone calls; therefore, the Chair asked that this matter be listed on the agenda for board discussion.

Supervisor Todd King stated that he has received several phone calls and visits. The main concern is, if we are supplementing someone's pay with taxpayer's money, they need to be accountable to the taxpayers about how they are using the extra money the County pays them.

Supervisor Annette Perkins said she understands that the County supplements the salaries of constitutional officers, but they are duly elected just as the Board members are, and they have absolute control over what goes on in their offices. Constitutional officers have the responsibility to see that things are done as they should be done, and they are serving the citizens. She is reluctant to do anything that evaluates what the constitutional officers do, and it is her opinion that it is out of the realm of the Board of Supervisors' responsibility.

Supervisor Gary Creed explained that this is a county-wide issue, and to his knowledge, there has not been enough input from the citizens to make any kind of decision. He asked that anyone who may have knowledge of a direct action by anyone that has caused what is being discussed at this meeting. However, he believes there is a lot out there and a lot of people know about it, and someone needs to be willing to share this information. That is probably all that can be done, but it does need to be passed along.

Supervisor Mary Biggs pointed out that the County Attorney had been clear about what the constitutional officers can and cannot do, and she does appreciate people coming and talking to the Board about it. She feels that these elected officials are evaluated every time they run for re-election. If the majority of the Board wants to look at supplemental pay that is given to constitutional officers and to their offices, then that would come at budget time. She went on to say that she is not qualified to evaluate a constitutional officer's performance. Supervisor Biggs' vision of local government is that we all work together to serve the citizens and all the constitutional officers have a unique part in this.

Supervisor April DeMotts reminded everyone, as the County Attorney explained at an earlier meeting, the Board of Supervisors does not have the ability to control the office or dictate decisions of any constitutional office. She pointed out that the remedy for that has already begun with the petition process, which is the only process available at this time. The petition process needs to run its course, and for the Board to do anything at this time would divert the process. An evaluation system already in place is the annual audit, and those audits could be made a part of the public record. They are also evaluated every time they run for re-election. It would be inappropriate for the Board to have any role in the process at this time.

Supervisor Darrell Sheppard commented that, in his opinion, the Board of Supervisors qualifies to take the supplemental funds and to make evaluations. He doesn't know how much the auditors know about the constitutional offices, but believes that the public outcry says a lot.

At the onset of this matter, the Chair started asking why the County pays the supplements to constitutional offices, and got the understanding that it was to avoid turnover in the constitutional offices. Since the Clerk of the Circuit Court first took office, there has been a 155.5% turnover in that office. The Chair is not aware of any other office or department that has that kind of turnover. If the purpose of the supplements is to avoid high turnover rates, that is the reason the County is paying $21,000 in supplemental funds to the Clerk of the Circuit Court. These funds are provided because certain things are expected. When the Clerk began her 2nd term, she did not re-appoint some of the most experienced employees in her office, which resulted in having to bring in other clerks from outside our County, which is not operating an office efficiently and does not deserve an additional $21,000. The Chair recalled a work session the Board of Supervisors had approximately two years ago when he commented to the Board that the Clerk was not showing up for work every day and he could not support any additional funds. One of the Supervisors met with the Clerk and after that Supervisor Tuck met with her. After that, there was some improvement. The Chair would like for the Board to request the Clerk to address the high turnover in her office as well as her attendance record. The Chair explained that he would ask the Board to support writing a letter to the Clerk of the Circuit Court and request that she provide information in regard to her high turnover rate, and in regards to her attendance record.

Supervisor Biggs recalled that supplemental funds were initially offered to all the constitutional officers, with the understanding that they would still be in charge of their individual offices. Supplemental funds were also offered to the school system but they didn't want to be a part of the County pay plan.

Supervisor Tuck pointed out that having that kind of turnover, when the purpose of the supplements was to lower turnover rates, and then watch 80 years of experience walk out the door, and we are not capable of operating that office and have to ask other counties to come in and help, it is an embarrassment.

Supervisor Creed believes there is information out there that the Board does not have. He indicated that he would support asking the Clerk of the Circuit Court to provide information in regard to her high turnover, and in regard to her attendance.

Supervisor Perkins suggested that this borders on evaluation and she would not support asking the Clerk to provide information in regard to her high turnover, or in regard to her attendance.

Supervisor Sheppard said he would support asking the Clerk to provide information in regard to her high turnover, and in regard to her attendance.

The Chair asked if it was agreed to take this up again in two weeks and discuss whether the Board of Supervisors should fund the $21,000 that was requested. There was consensus by a 4-3 margin.

OUT OF WORK SESSION

On a motion by Annette S. Perkins, seconded by April N. DeMotts and carried unanimously,

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

The vote on the foregoing motion was as follows;

AYE	NAY
Annette S. Perkins	None
April N. DeMotts	
Gary D. Creed	
M. Todd King	
Mary W. Biggs	
Darrell O. Sheppard	
Christopher Tuck	

ACTION FOLLOWING WORK SESSION

R-FY-16-89
REQUEST TO CLERK OF CIRCUIT COURT TO PROVIDE INFORMATION CONCERNING THE HIGH EMPLOYEE TURNOVER RATE IN THE CLERK'S OFFICE AND THE CLERK'S ATTENDANCE IN THE OFFICE

On a motion by Gary D. Creed, seconded by M. Todd King and carried,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby respectfully requests that the Clerk of the Circuit Court provide an explanation for the high employee turnover rate in the Clerk's Office during her term as Clerk and provide a response as to her attendance record as Clerk.

BE IT FURTHER RESOLVED, That the Board of Supervisors hereby respectfully requests a response from the Clerk of the Circuit Court to the Board of Supervisors before February 18, 2016.

The vote on the foregoing resolution was as follows:

AYE	NAY
Gary D. Creed	Annette S. Perkins
M. Todd King	Mary W. Biggs
Darrell O. Sheppard	April N. DeMotts
Christopher A. Tuck	

The Chair declared a 15-minute recess at 9 p.m. The Board reconvened at 9:15 p.m.

PUBLIC ADDRESS

Cindy Turner who lives at 1690 Ellett Road spoke in support of the Blacksburg Police Department and the Montgomery County Sheriff's Office for their investigation into the recent death of a teenager.

Karen Myers 492 Mt Tabor Road, believes some valid points had been made during the discussions related to the Clerk of the Circuit Court. When the Clerk of the Circuit Court brings in people from another county to work in the Clerk's office, the Clerk is not doing her job. The Board of Supervisors would be justified in eliminating the $21,000+ supplemental pay provided to the Clerk each year. She believes everyone should be transparent.

Jerry Vaught lives at 5344 McCoy Road in Blacksburg. He informed the Board that his wife had worked as a Deputy Clerk for 32 years and she was not reappointed by the Clerk of the Circuit Court. It cannot be right to dismiss more than 80 years of experience for no apparent reason, and bring in people with no experience. Mr. Vaught has no way of knowing if the work is getting done in the Clerk's Office, but he believes the Board of Supervisors can find out if the employees are having to work late at night, on holidays and on week-ends, and how they are getting paid. Mr. Vaught sees this as the Board's responsibility and he believes they have the authority to get it done.

There being no further speakers, the Public Address was closed.

CONSENT AGENDA

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously, the Consent Agenda dated February 8, 2016 was approved. The vote was as follows:

AYE	NAY
M. Todd King	None
April N. DeMotts	
Annette S. Perkins	
Mary W. Biggs	
Gary D. Creed	
Darrell O. Sheppard	
Christopher A. Tuck	

Approval of Minutes

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously, the Minutes dated August 24 and August 31, 2015 were approved.

Appropriations and Transfers

A-FY-16-58
RSVP
FUNDRAISING

On a motion by M. Todd King, seconded by April N. DeMotts 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, 2016 for the function and in the amount as follows:

520	Human Services	$6,802

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

Revenue Account
416858 Fundraising $6,802

Said resolution appropriates fundraising donations received by RSVP.

VACo Steering Committees

R-FY-16-77
SUPERVISOR MARY BIGGS
VACO EDUCATION STEERING COMMITTEE
AND RESOLUTIONS COMMITTEE
FOR CALENDAR YEAR 2016

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

WHEREAS, Supervisor Mary W. Biggs has been invited to serve on the Virginia Association of Counties' (VACo) Education Steering Committee and Resolutions Committee for calendar year 2016.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia endorses Supervisor Biggs' participation on the Virginia Association of Counties Education Steering Committee and Resolutions Committee.

BE IT FURTHER RESOLVED, The Board of Supervisors authorizes the County Administrator to reimburse Supervisor Biggs for expenses arising from attendance at committee meetings.

R-FY-16-78
ANNETTE S. PERKINS
VACO EDUCATION STEERING COMMITTEE
AND VACO CONFERENCE PLANNING COMMITTEE
FOR CALENDAR YEAR 2016

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

WHEREAS, Supervisor Annette S. Perkins has been invited to serve on the Virginia Association of Counties' (VACo) Education Steering Committee and Conference Planning Committee for calendar year 2016.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia endorses Supervisor Perkins' participation on VACo's Education Steering Committee and Conference Planning Committee.

BE IT FURTHER RESOLVED, The Board of Supervisors authorizes the County Administrator to reimburse Supervisor Perkins for expenses arising from attendance at committee meetings.

R-FY-16-79
COUNTY ADMINISTRATOR
VACO FINANCE STEERING COMMITTEE
AND BUDGET & FINANCE COMMITTEE
FOR CALENDAR YEAR 2016

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

WHEREAS, F. Craig Meadows, County Administrator, has been invited to serve on the Virginia Association of Counties' (VACo) Finance Steering Committee and the Budget & Finance Committee for calendar year 2016.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia endorses F. Craig Meadows' participation on VACo's Finance Committee and Budget & Finance Committee.

BE IT FURTHER RESOLVED, The Board of Supervisors authorizes reimbursement to the County Administrator for expenses arising from attendance at committee meetings.

Appointments

R-FY-16-80
EMERGENCY SERVICES DIRECTOR
AND
COORDINATOR OF EMERGENCY MANAGEMENT

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **F. Craig Meadows** as **Director of Emergency Services** effective January 1, 2016 and expiring December 31, 2016.

BE IT FURTHER RESOLVED, That the Board of Supervisors hereby approves **Neal Turner's** reappointment as the **Coordinator of Emergency Management** effective January 1, 2016 and expiring December 31, 2016.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as 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.

R-FY-16-81
JUVENILE DETENTION COMMISSION
APPOINT WILLIAM H. BROWN
FOR A FULL TERM
AS A CITIZEN REPRESENTATIVE

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

WHEREAS, William H. Brown was appointed to the Juvenile Detention Commission for a 4-year term on February 26, 2008; and

WHEREAS, William H. Brown was reappointed to another 4-year term on February 28, 2012 and expiring on February 27, 2016, which stipulated that the end 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; and

WHEREAS, Supervisor Brown did not seek re-election when his term as a member of the Board of Supervisors expired on December 31, 2015 and constituted a voluntary resignation from the Juvenile Detention Commission; and

WHEREAS, The Board of Supervisors desires to appoint William H. Brown as representative for Montgomery County to the Juvenile Detention Commission in his capacity as a citizen of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby appoints **William H. Brown** to the **Juvenile Detention Commission** effective February 9, 2016 and expiring February 8, 2020.

NEW BUSINESS

R-FY-16-82
RESOLUTION APPROVING AMENDED AND RESTATED
NEW RIVER VALLEY COMMERCE PARK PARTICIPATING
AND REVENUE SHARING AGREEMENT

On a motion by Mary W. Biggs, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, The County of Montgomery, Virginia is a member locality of Virginia's First Regional Industrial Facility Authority which was created pursuant to the Virginia Regional Industrial Facilities Act, Chapter 64, Title 15.2 of the Code of Virginia, 1950, as amended ("the Act") and the Agreement Creating Virginia's First Regional Industrial Facility Authority dated September 1, 1998; and

WHEREAS, Pursuant to the authority granted under the Act the County of Montgomery has entered into the New River Valley Commerce Park Project Participation Agreement for the development of the Commerce Park Project with the Counties of Pulaski, Giles, Roanoke, Craig

and Bland, the Cities of Radford and Roanoke and the Towns of Pulaski, Dublin and Pearisburg ("the Participants"); and

WHEREAS, The Participants are both members of the Project Participation Committee and members of the Authority; and

WHEREAS, The Participants as members of the Participation Committee and as members of the Authority desire to dissolve the Committee and thereafter exercise the decision making responsibilities for the Commerce Park as Participant Shareholders and as members of the Authority; and

WHEREAS, The purpose of Amended and Restated New River Valley Commerce Park Participation and Revenue Sharing Agreement is to (1) expand the scope of the Project Description to include the overall management and development of the Commerce Park; (2) dissolve the Project Participation Committee; (3) preserve the voting rights of the Participants as shareholders in the Commerce Park; (4) update the Finance Plan for the Commerce Park; (5) amend the original share payment to include only the payment of debt service; and (6) amend the Revenue Sharing provisions; and

WHEREAS, The Board of Supervisors desires to approve and enter into the Amended and Restated New River Valley Commerce Park Participation and Revenue Sharing Agreement.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby approves the Amended and Restated Participation Agreement by and between Virginia's First Regional Industrial Facility Authority (of which the County of Montgomery is a member), the Counties of Bland, Craig, Montgomery, Giles, Pulaski, and Roanoke, the Cities of Radford and Roanoke and the Towns of Pulaski, Dublin and Pearisburg and authorizes Christopher A. Tuck, Chair, to sign the Agreement on behalf of the County of Montgomery, Virginia.

The vote on the foregoing resolution was as follows:

AYE	NAY
Mary W. Biggs	None
April N. DeMotts	
Annette S. Perkins	
Gary D. Creed	
M. Todd King	
Darrell O. Sheppard	
Christopher A. Tuck	

R-FY-16-83
RESOLUTION TO ADD CLARENCE ROAD (SR 601)
TO THE SIX-YEAR ROAD IMPROVEMENT PLAN
FOR SECONDARY ROADS FOR FY 2015/16 – 2020/21

On a motion by M. Todd King, seconded by April N. DeMotts and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors adds the following road to Montgomery County's Six-Year Road Improvement Plan for Secondary Roads for FY 2015-16 – 2020/21:

Priority	Route #	Road Name	From: To:	Description
6	601	Clarence Road	From intersection of Laurel Ridge Mill Road (SR 602) to intersection of Rustic Ridge Road (SR 616) approximately 1.10 miles	Reconstruct unpaved portion

The vote on the foregoing resolution was as follows:

AYE	NAY
M. Todd King	None
April N. DeMotts	
Gary D. Creed	
Annette S. Perkins	
Mary W. Biggs	
Darrell O. Sheppard	
Christopher A. Tuck	

R-FY-16-84
RESOLUTION AUTHORIZING THE FILING
OF AN APPLICATION FOR VDOT'S
FY 2017 HIGH VOLUME UNPAVED ROAD PROGRAM
FUNDS FOR IMPROVEMENTS ON
CLARENCE ROAD (SR 601)

On a motion by Gary D. Creed, seconded by Darrell O. Sheppard and carried unanimously,

WHEREAS, Section 33.2-358 of the Code of Virginia authorizes the Virginia Department of Transportation (VDoT) to set-aside unpaved road funds for providing a hard-surface to unpaved roads with traffic volumes over 50 vehicles per day; and

WHEREAS, The Commonwealth Transportation Board (CTB) set aside a portion of these funds to address high volume unpaved roads, which are defined as unpaved roads with a traffic count greater than 500 vehicles per day and application for the FY 2017 High Volume Unpaved Road Program are now being accepted; and

WHEREAS, Montgomery County identified Clarence Road (SR 601) from the intersection of Laurel Ridge Mill Road (SR 602) to the intersection of Rustic Ridge Road (SR 616) approximately 1.10 miles as qualifying for VDoT's FY 2017 High Volume Unpaved Roads Program funds.

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

1. Montgomery County wishes to apply for $300,000 of FY 2017 High Volume Unpaved Roads Program funds to make improvements on Clarence Road (SR 601) from the intersection of Laurel Ridge Mill Road (SR 602) to the intersection of Rustic Ridge Road (SR 616) approximately 1.10 miles.

2. The Board of Supervisors hereby authorizes the County Administrator to execute all appropriate documents necessary for submission of an application to the Commonwealth Transportation Board (CTB) for said project.

The vote on the foregoing resolution was as follows:

AYE	NAY
Gary D. Creed	None
Darrell O. Sheppard	
Mary W. Biggs	
April N. DeMotts	
Annette S. Perkins	
M. Todd King	
Christopher A. Tuck	

R-FY-16-85
RESOLUTION OF THE
MONTGOMERY COUNTY BOARD OF SUPERVISORS
AUTHORIZING THE PREPARATION AND
FILING OF AN APPLICATION FOR GRANT FUNDS
THROUGH THE VIRGINIA DEPARTMENT OF HOUSING
AND COMMUNITY DEVELOPMENT'S
VIBRANT COMMUNITIES INITIATIVE PROGRAM

On a motion by Darrell O. Sheppard, seconded by M. Todd King and carried unanimously,

WHEREAS, Montgomery County has identified the need for affordable rental housing for low-to-moderate income households as well as entrepreneurial opportunities for start-up or expanding local food businesses; and

WHEREAS, The County wishes to apply for Vibrant Communities Initiative (VCI) funds administered by the Virginia Department of Housing and Community Development (VDHCD) to provide affordable housing for ten (10) low-to-moderate income (LMI) households as well as upfits to commercial spaces that will provide opportunities for local food entrepreneurs to grow their businesses; and

WHEREAS, Montgomery County worked as part of a team identifying the former Prices Fork Elementary School as an excellent site for locating the facility; and

WHEREAS, The Old School Food Center Advisory Board, has participated in designing the facilities to be used by the Old School Food Center and participated in developing construction and operational pro formas that delineate a project that is feasible, fundable, and viable over the short- and long-term; and

WHEREAS, If VCI funding is awarded, the County will contract with the New River Valley Regional Commission in order to handle grant administration for the project; and

WHEREAS, The housing portion of the VCI funds has a match being met by HOME Consortium funds and there is no additional local match required.

NOW, THEREFORE, BE IT RESOLVED**,** By the Board of Supervisors of the County of Montgomery, Virginia that:

1. The Board of Supervisors hereby authorizes County staff to apply on behalf of the County of Montgomery for $2,500,000 of Vibrant Communities Initiative funds to be used for the Old Prices Fork School Comprehensive Community Revitalization project and hereby commits to submitting the funding application on behalf of the project.

2. The Board of Supervisors hereby authorizes the County Administrator to execute and file all appropriate documents necessary for submission of the County of Montgomery's Vibrant Communities Initiative application on or before February 24, 2016 and to provide such additional information as may be required by the Virginia Department of Housing and Community Development and if the VCI funding is awarded, to contract with the New River Valley Regional Commission to handle the grant administration for the project.

The vote on the foregoing resolution was as follows:

AYE	NAY
Darrell O. Sheppard	None
M. Todd King	
Annette S. Perkins	
April N. DeMotts	
Gary D. Creed	
Mary W. Biggs	
Christopher A. Tuck	

A-FY-16-59
TRANSFER FUNDS FROM
SPECIAL CONTINGENCIES TO
TREASURER'S OFFICE TO COVER
UNION FIRST BANKING FEES

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

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

FROM:

960	Special Contingencies	($18,000)

TO:

162	Treasurer Collections	$18,000

Said resolution transfers funds from Special Contingencies to the Treasurer's Office for the costs associated with Union First banking fees.

The vote on the foregoing resolution was as follows:

AYE	NAY
M. Todd King	None
Mary W. Biggs	
Annette S. Perkins	
Gary D. Creed	
Annette S. Perkins	
Darrell O. Sheppard	
Christopher A. Tuck	

R-FY-16-86
CHRISTIANSBURG LIONS CLUB
75 ANNIVERSARY AND
DESIGNATE FEBRUARY 22-27 AS
CHRISTIANSBURG LIONS CLUB WEEK

On a motion by April N. DeMotts, seconded by Darrell O. Sheppard and carried unanimously,

WHEREAS, The ***Christiansburg Lions Club*** was chartered on February 15, 1941 and will celebrate its 75th Anniversary on February 23, 2016; and

WHEREAS, Lions Club International is the world's largest service club organization with more than 1.4 million members in approximately 46,000 clubs in more than 200 countries; and

WHEREAS, The motto of Lions International is "We Serve!" and the members of the ***Christiansburg Lions Club*** are actively engaged in efforts to help the community, with a special emphasis on eyesight conservation and programs that assist the blind and vision impaired; and

WHEREAS, The ***Christiansburg Lions Club*** hosts fundraisers, such as the Holiday Craft Show, where the money from these projects go to support community needs such as eyeglasses and hearing aids for those who cannot afford them; eye vision clinics; monetary assistance for the needy; and, many other activities.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors, on behalf of the citizens of Montgomery County, expresses its gratitude and appreciation to the volunteers of the ***Christiansburg Lions Club*** for their outstanding public service and dedication to the citizens of Montgomery County.

BE IT FURTHER RESOLVED, The Board of Supervisors hereby designates the week of February 22-27, 2016 as ***Christiansburg Lions Club Week*** and hereby commends and congratulates the ***Christiansburg Lions Club*** upon reaching its 75th Anniversary.

The vote on the foregoing resolution was as follows:

AYE	NAY
April N. DeMotts	None
Darrell O. Sheppard	
Mary W. Biggs	
Annette S. Perkins	
M. Todd King	
Gary D. Creed	
Christopher A. Tuck	

R-FY-16-87
RESOLUTION OF APPRECIATION
MONTGOMERY COUNTY SCHOOL BOARD MEMBER
JOE IVERS

On a motion by Mary W. Biggs, seconded by April N. DeMotts and carried unanimously,

WHEREAS, The Board of Supervisors recognizes the importance of public education in our community; and

WHEREAS, The Board of Supervisors appreciates the vital role that the School Board plays in establishing policies to ensure an efficient and effective school system; and

WHEREAS, Joe Ivers represented District F on the Montgomery County School Board from January 1, 2008 through December 31, 2015; and

WHEREAS, During that time ***Joe Ivers*** demonstrated his strong commitment to the education and achievement of the students in Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, that the Board of Supervisors hereby extends a unanimous vote of appreciation and gratitude to ***Joe Ivers*** for his outstanding public service as a member of the Montgomery County School Board.

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

The vote on the foregoing resolution was as follows:

AYE	NAY
Mary W. Biggs	None
April N. DeMotts	
Annette S. Perkins	
M. Todd King	
Gary D. Creed	
Darrell O. Sheppard	
Christopher A. Tuck	

R-FY-16-88
RESOLUTION OF APPRECIATION
MONTGOMERY COUNTY SCHOOL BOARD MEMBER
SARAH WOOLSEY

WHEREAS, The Board of Supervisors recognizes the importance of public education in our community; and

WHEREAS, The Board of Supervisors appreciates the vital role that the School Board plays in establishing policies to ensure an efficient and effective school system; and

WHEREAS, Sarah Woolsey represented District G on the Montgomery County School Board from January 1, 2012 through December 31, 2015; and

WHEREAS, During that time ***Sarah Woolsey*** demonstrated her strong commitment to the education and achievement of the students in Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, that the Board of Supervisors hereby extends a unanimous vote of appreciation and gratitude to ***Sarah Woolsey*** for her outstanding public service as a member of the Montgomery County School Board.

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

The vote on the foregoing resolution was as follows:

AYE	NAY
April D. DeMotts	None
Mary W. Biggs	
Darrell O. Sheppard	
M. Todd King	
Gary D. Creed	
Annette S. Perkins	
Christopher A. Tuck	

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported on the following:

Extended Work Session (retreat) on February 5th and 6th
The County Administrator thanked the Board for the time they spent on Friday and Saturday discussing goals and objective for the upcoming two fiscal years. All this information will be summarized by the facilitator and sent back to us.

VACo's Annual Conference Several of the Board members plan to attend VACo's legislative events later in the week. The County Administrator plans to be there Wednesday through Friday and looks forward to meeting with the legislators and hopefully to encourage them to address matters that will benefit Montgomery County.

Weather Advisory As the meeting has gone on, the County Administrator has kept up with what is going on outside, weather-wise. Reports are that the roads are getting really icy. The primary roads still appear to be ok; however, the secondary roads and the Government Center parking lot are becoming icy. He cautioned everyone to be very careful when they leave the building.

BOARD REPORTS

Supervisor Annette Perkins voiced her concerns about what has taken place during the course of this meeting concerning the Clerk of the Circuit Court and the resolution adopted by the Board that asks the Clerk to address staff turnover and her attendance at her office. Supervisor Perkins pointed out that she respects the opinion of others and has listened very carefully to what everyone had to say. The Board voted and the Clerk will be requested to provide the information and Supervisor Perkins will support her fellow board members, but she will not change her mind.

Supervisor Mary Biggs reported that she and Supervisor Perkins attended the September Eggs and Issues breakfast hosted by the Chamber of Commerce and the speaker was Timothy Bradshaw, Executive Director for the Roanoke/Blacksburg Regional Airport. Mr. Bradshaw talked about some of the concerns the airport had, such as trying to get the fares lowered and trying to get direct flights to some major airports.

Supervisor Biggs thanked the County Administrator for enabling the Board to have the retreat and thanked her fellow board members. She learned a lot and found it to be very helpful.

Supervisor Biggs referred to an article that appeared in the *New Messenger* about the volunteers that went to the animal shelter and took care of the animals during the snowstorm, and dug themselves out, some of them after three hours in the snow. She would like to find a way to thank the volunteers and asked the Board members to think about a way to recognize these volunteers, or if they should fall under our volunteer recognition, which would also be fine.

Supervisor April DeMotts said she is excited about going to Richmond at the end of the week, along with several other Board members, to meet with our legislators.

Supervisor DeMotts announced that she would like to personally congratulate the Christiansburg Lion Club on their 75th anniversary. As a member of the Mt. Tabor Ruritan Club, who recently celebrated its 50th anniversary, she knows how exciting those big celebrations can be.

Supervisor DeMotts encouraged the citizens to review the proposed school budget, keeping in mind that it is a restoration budget, and to please provide input to the Board of Supervisors as they work their way into the budget season.

Supervisor Darrell Sheppard thanked the County Administrator for coordinating the Board retreat. He found it to be very enlightening, and believes that much was accomplished.

Supervisor Todd King said he appreciates knowing that the Board members can agree to disagree, without resentment.

He complimented Blacksburg High School for recognizing "Save the Next Girl" during their battle of the basketball band recently.

Supervisor Chris Tuck asked if Board members would object to his bringing up compensation for the deputy clerks in the J&D Clerk's Office and the General District Court Clerk's Office while meeting with legislators in Richmond later this week. This issue did not come up until after the Board of Supervisors had adopted their Legislative Priorities.

Supervisor Tuck described a remarkable demonstration by the Sheriff and his Deputies this past week. The Sheriff invited him out to the Den Hill area where the Deputies slipped a device inside a vest, front and back, that when penetrated it utilizes the deputy's phone to broadcast out as to where that deputy has been shot as far as his abdomen, and uses a google map to broadcast the location of the officer who has been shot, or the vest that has been penetrated. In addition to that, it also gives his blood type and that goes out as well. The Sheriff plans to make a presentation to the Board. Supervisor Tuck believes this could help save the lives of those who are out there protecting the citizens.

ADJOURNMENT

The Chair declared the meeting adjourned to February 22, 2016. The meeting adjourned at 10:10 p.m.

APPROVED: _____ ATTEST: _____

Christopher A. Tuck
Chair

F. Craig Meadows
County Administrator