

TO: The Honorable Board of Supervisors

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

DATE: April 26, 2010

**SUBJECT: AGENDA REPORT**

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**I. CALL TO ORDER**

**II. INTO CLOSED MEETING**

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

- Section 2.2-3711 (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
1. Community Services Board
  2. Montgomery Regional Solid Waste Authority
  3. Planning Commission

**III. OUT OF CLOSED MEETING**

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

**IV. CERTIFICATION OF CLOSED MEETING**

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

**V. INVOCATION**

**VI. PLEDGE OF ALLEGIANCE**

**VII. INTO WORK SESSION**

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

1. Debt Capacity

**VIII. OUT OF WORK SESSION**

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

**IX. DELEGATIONS**

**A. SUBJECT: MONTGOMERY COUNTY COURTHOUSE**

**Montgomery County Courthouse – Construction Update**

Ron Riquelmy, Project Manager, will update the Board of Supervisors on the construction progress of the new courthouse.

**B. SUBJECT: METROPOLITAN PLANNING ORGANIZATION (MPO)**

**Metropolitan Planning Organization (MPO) – Update**

Dan Brugh, Executive Director, will make a presentation on the MPO’s activities.

**X. PUBLIC HEARING**

1. Special Use Permit – Kelly L. Burdette and John A. Barr, Jr.  
**A request made by Kelly L. Burdette and John A. Barr Jr. for a special use permit on 57.139 acres in an Agricultural (A-1) zoning district to allow a commercial kennel and allow two (2) accessory structures in excess of 1,200 sq. ft. in area and 18 ft. in height.** The property is located on the north side of Craig Creek Road (Rt. 621), approximately 0.80 miles east of the intersection with Pandapas Pond Rd. (US 460), and is identified as Tax Parcel No. 015-A-1 (Acct # 002518) in the Mount Tabor Magisterial District (District A). The property currently lies in an area designated as Resource Stewardship in the 2025 Comprehensive Plan.
  
2. Concept Plan Amendment – RWW36, LLC  
**A request by RWW36, LLC (Agent: Balzer and Associates, Inc.) to amend a concept plan previously approved on September 14, 2009 (ORD-FY-10-13), with possible proffered conditions, to add additional commercial uses and realignment of road on 6.0184 acres zoned General Business (GB).** The property is located at the southeast corner of Meadow Creek Rd. (Rt. 658) and Tyler Road (Rt. 600) intersection; identified as Tax Parcel No. 104-4-47 (Account No. 002244) in the Riner Magisterial District (**District D**). The property currently lies in an area designated as Urban Expansion in the 2025 Comprehensive Plan and is further identified as Planned Commercial in the Route 177 Corridor Plan.

**AND**

Rezoning Request – Judson H. Young Life Estate (c/o Wagner H. Young), Edwin Mark, Kathleen L. Stewart, and Harmon W. Young  
**Requests by Judson H. Young Life Estate (C/O Wagner H. Young), Edwin Mark, Kathleen L. Stewart, and Harmon W. Young (Agent: Balzer and Associates, Inc.) to rezone approximately 3.547 acres from Agricultural (A-1) to General Business (GB) and approximately 2.5 acres from Residential (R-3) to General Business (GB), with possible proffered conditions, to allow commercial and office uses.** The properties are located at the southwest corner of the intersection of Meadow Creek Road (Rt. 658) and Barn Road (Rt. 627); identified as Tax Parcel No(s). 104-A-27A, 104-4-40, 104-4-41, 104-4-42, and a portion of

104-A-88, (Account No(s) 008938, 021673, 021674, 021675, 021672) in the Riner Magisterial District (**District D**). The property currently lies in an area designated as Urban Expansion in the 2025 Comprehensive Plan and is further identified as Planned Commercial in the Route 177 Corridor Plan. See TAB **B**.

**XI. PUBLIC ADDRESS**

**XII. ADDENDUM**

**XIII. CONSENT AGENDA**

**XIV. NEW BUSINESS**

- A. SUBJECT: ESTABLISH A LONG TERM CARE INSURANCE PROGRAM FOR COUNTY EMPLOYEES THROUGH THE VIRGINIA RETIREMENT SYSTEM AND GENWORTH INSURANCE**

**R-FY-10-  
ESTABLISH A LONG TERM CARE INSURANCE PROGRAM  
FOR COUNTY EMPLOYEES**

WHEREAS, The Virginia Retirement System has provided the opportunity for County Governments to participate in a Long Term Care Insurance Program; and

WHEREAS, This program will allow employees and retirees ages 18-80 to purchase Long Term Care Insurance through a vendor (Genworth Insurance) sponsored by the Virginia Retirement System, at no cost to the County.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia, hereby elects to participate in the Long Term Care Insurance option as a voluntary benefit for active full-time County employees and retirees who are at least 18 years of age or under the age of 80 through the Virginia Retirement System.

BE IT FURTHER RESOLVED, The Board of Supervisors authorizes the County Administrator to approve an Agreement with the Virginia Retirement System to offer such Long Term Care Insurance to active full-time County employees and retirees as a voluntary benefit, with the cost of such insurance to be borne in total by the employee or retiree.

ISSUE/PURPOSE: To allow active employees and retirees over the age of 18 but younger than the age of 80 to purchase Long Term Care Insurance through the vendor sponsored by the Virginia Retirement System (Genworth Insurance).

JUSTIFICATION: With societal costs for the long term care of the elderly increasing at a rapid pace and the needs of relatives of employees and employees themselves who are elderly growing at a similar rate, Long Term Care Insurance is a needed benefit. The opportunity to purchase this insurance through the Virginia Retirement System provides an excellent benefit at a reasonable cost to employees and retirees. TAB E includes a copy of the Employer Adoption Agreement.

**B. SUBJECT: CONVEYANCE OF PROPERTY  
OLD BLACKSBURG MIDDLE SCHOOL  
PROPERTY**

**R-FY-10-  
RESOLUTION ACCEPTING THE CONVEYANCE FROM  
THE COUNTY SCHOOL BOARD OF MONTGOMERY COUNTY  
OF THE OLD BLACKSBURG MIDDLE SCHOOL PROPERTY**

WHEREAS, The County School Board of Montgomery County (the “School Board”) by Resolution declared the Old Blacksburg Middle School Property (“the Property”) surplus to its needs and authorized the conveyance of the Property to the Board of Supervisors; and

WHEREAS, The School Board has requested the Board of Supervisors to be able to use the proceeds if the Board of Supervisors sells the Property to reduce existing school debt or to fund debt service for other capital school construction projects; and

WHEREAS, The Board of Supervisors desires to accept the conveyance of the Old Middle School Property from the School Board and if the Property is sold to authorize the School Board to use the net proceeds from the sale after the County is reimbursed for its costs of selling the Property to reduce existing school debt, fund school debt service or fund other capital school construction projects.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes Annette S. Perkins, Chair, to accept from the School Board on behalf of the Board of Supervisors the conveyance of the Old Blacksburg Middle School Property; and

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that should the Board of Supervisors sell the Property, the Board of Supervisors hereby authorizes the School Board subject to future appropriation, to use the net proceeds from the sale after the County is reimbursed for its costs of selling the Property to be used by the School Board to reduce existing school debt, fund school debt service or fund other capital school construction projects.

ISSUE/PURPOSE: Accept the conveyance from the School Board of the Old Blacksburg Middle School property

JUSTIFICATION: The Montgomery County School Board declared the Old Blacksburg Middle School property surplus and authorized the conveyance of the property to the Board of Supervisors. This resolution authorizes the acceptance of conveyance of the property. See TAB F for a copy of the deed agreement.

**XV. COUNTY ATTORNEY’S REPORT**

**XVI. COUNTY ADMINISTRATOR’S REPORT**

- 1. Inmate Litter Clean-up Report ( TAB G )

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

1. Supervisor Marrs
2. Supervisor Biggs
3. Supervisor Politis
4. Supervisor Muffo
5. Supervisor Creed
6. Supervisor Brown
7. Supervisor Perkins

## **XVIII. OTHER BUSINESS**

## **XIX. ADJOURNMENT**

### **FUTURE MEETINGS**

Regular Meeting  
Monday, May 10, 2010  
6:00 p.m. – Closed Meeting Items  
7:15 p.m. Regular Agenda

Adjourned Meeting  
Monday, May 24, 2010  
6:00 p.m. – Closed Meeting Items  
7:15 p.m. Regular Agenda