

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 28th DAY OF JULY, 2014 AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	William H. Brown	-Chair
	Mary W. Biggs	-Vice Chair
	Gary D. Creed	-Supervisors
	M. Todd King	
	Annette S. Perkins (arrived at 6:10 p.m.)	
	Christopher A. Tuck	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Financial & Management Services Director
	Karen Edmonds	-Human Resources Director
	Ruth Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors
ABSENT:	Matthew R. Gabriele	-Supervisor

CALL TO ORDER

The Chair called the meeting to order at 6:00 p.m.

INTO WORK SESSION

On a motion by Christopher A. Tuck, seconded by Gary D. Creed and carried unanimously,

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

1. Health Insurance

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSENT DURING VOTE</u>
Gary D. Creed	None	Matthew R. Gabriele	Annette S. Perkins
M. Todd King			
Mary W. Biggs			
Christopher A. Tuck			
William H. Brown			

Health Insurance- Montgomery County and Montgomery County Public Schools

Tom Mackay, Senior Vice President with Marsh & McLennan Agency, updated the Board on consolidation of Montgomery County and Montgomery County Public Schools health insurance plans. Mr. Mackay provided a brief history on the County’s health insurance plan before and after becoming self-insured. A projected savings of \$409,000 was given based on the consultant’s claims projection for the County. At the end of the contract year a total of \$550,488 was saved by changing to self-insured.

Mr. Mackay explained the consolidation process for the County/School health insurance. A RFP was issued and awarded to Anthem. The County and Schools will maintain separate employee contributions and plan designs. October 1, 2014 is the renewal date for both County and Schools under a combined contract. There is a significant reduction in administration and stop loss costs by consolidating the plans (\$422,000 annual savings to County). The County will continue to maintain the current funding rates and employee contributions, no rate increase for upcoming year. A new stop loss arrangement will increase from \$90,000 to \$250,000. Mr. Mackay reported that the Schools will save an estimated \$327,000 by changing to self-insured and consolidating health insurance with the County.

Supervisor Perkins arrived at 6:10 p.m.

OUT OF WORK SESSION

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

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
M. Todd King	None	Matthew R. Gabriele
Mary W. Biggs		
Annette S. Perkins		
Christopher A. Tuck		
Gary D. Creed		
William H. Brown		

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATION

United Way of Montgomery, Radford And Floyd

United Way of Montgomery, Radford & Floyd recently honored County employees with plaques for their generous donations to the 2014 Campaign. Montgomery County received third place in the Largest Increase in Employee Giving and placed 23rd in the Top 25 Companies.

On behalf of the County employees, Human Resources Director Karen Edmonds accepted the plaques from the Chairman of the Board.

PUBLIC HEARING

Proposed Ordinance Amending Chapter 2, Entitled Administration

An Ordinance Amending Chapter 2, Entitled Administration of the Code of the County of Montgomery, Virginia Amending Section 2-32 and 2-33 to Allow Persons Owning or Leasing a Motor Vehicle Who Previously Filed a Personal Property Tax Return to Not Be Required to File Another Return If No Change in Status and By Establishing a Monetary Civil Penalty Instead of a Criminal Violation for Failing to File a Return.

The County Attorney summarized the proposed amendment. The Commissioner of the Revenue requested the amendment to the current ordinance in order to speed up the process of entering changes to the personal property tax returns. This would eliminate residents having to file a return if they have no changes to their personal property and the Commissioner of the Revenue can concentrate on personal property tax returns with changes.

Helen Royal, Commissioner of the Revenue, stated her office mails out approximately 50,000 personal property tax forms every year. She estimates only 50% are returned back to the Commissioner's Office. The Commissioner's Office busiest time of the year is between March and June due to entering changes to the personal property tax data base. Ms. Royal stated she can streamline her staff work load to concentrate on processing the personal property tax returns that have changes rather than sorting through all returns that may not have any changes.

The Chair opened the public hearing for comments.

There being no speakers, the public hearing was closed.

PUBLIC ADDRESS

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

ADDENDUM – ADD TO THE AGENDA

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously, the following addendum dated July 28, 2014 was added to the agenda under New Business:

- Contribution to the Montgomery County Dixie Ponytail Youth Softball Team to help defray expenses to the World Series

The vote on the motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Christopher A. Tuck	None	Matthew R. Gabriele
Mary W. Biggs		
Annette S. Perkins		
M. Todd King		
Gary D. Creed		
William H. Brown		

CONSENT AGENDA

Supervisor Tuck requested Item A-1 Schedule a Public Hearing on Appalachian Power Company’s request for public utility easements be removed from Consent Agenda and added to New Business. Supervisor Tuck stated his family business is in negotiations with AEP regarding AEP’s request for utility easements on family property.

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated July 28, 2014 was approved with the removal of Item A-1. The vote was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Christopher A. Tuck	None	Matthew R. Gabriele
Mary W. Biggs		
Annette S. Perkins		
M. Todd King		
Gary D. Creed		
William H. Brown		

Appropriations and Transfers

**A-FY-15-14
COMPENSATION BOARD
RECONCILIATION**

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund is adjusted for the fiscal year ending June 30, 2015, for the function and in the amount as follows:

Total Expense **\$ 0**

The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>	
423100 Shared Expenses	\$33,223
451203 Undesignated Fund Balance	(<u>\$33,223</u>)
Total Revenue	\$ 0

Said resolution adjusts revenue estimates for constitutional officers for FY 15 based on the approved FY 15 Compensation Board budgets.

A-FY-15-15
SHERIFF – STREET CRIMES UNIT
TRANSFER FROM GENERAL CONTINGENCIES

On a motion by Christopher A. Tuck, 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:

<u>FROM:</u>	
950 General Contingencies	(\$5,100)
 <u>TO:</u>	
320 Sheriff County	\$5,100

Said resolution transfers funds from General Contingencies to the Sheriff Office to cover the cost to lease office space for the Sheriff's street crimes unit.

Virginia Retirement System Employer Contribution Rates

R-FY-15-07
RESOLUTION TO CERTIFY TO THE
VIRGINIA RETIREMENT SYSTEM (VRS)
BOARD OF TRUSTEES THAT MONTGOMERY COUNTY
ELECTS TO PAY THE 13.11% CONTRIBUTION RATE
EFFECTIVE JULY 1, 2014

On a motion by Christopher A. Tuck, 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 (VRS agency number 55160) does hereby acknowledge that its contribution rates effective July 1, 2014 shall be based on the higher of a) the contribution rate in effect for FY 2014, or b) seventy percent of the results of the June 30, 2013 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2014-16 biennium (the "Alternate Rate") provided that, at its option, the contribution rate may be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2013 actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT FURTHER RESOLVED, That the Board of Supervisors of Montgomery County, Virginia (VRS agency number 55160) does hereby certify to the Virginia Retirement System Board of Trustees that it elects to pay the following contribution rate effective July 1, 2014:

(Check only one box)

X The Certified Rate of 13.11% The Alternate Rate of 10.51%; and

BE IT FURTHER RESOLVED, That the Board of Supervisors of Montgomery County, Virginia (VRS agency number 55160) does hereby certify to the Virginia Retirement System Board of Trustees that it has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of any election made under the provisions of this resolution; and

NOW, THEREFORE, The officers of the Board of Supervisors of Montgomery County, Virginia (VRS agency number 55160) are hereby authorized and directed in the name of the Board of Supervisors of Montgomery County, Virginia to carry out the provisions of this resolution, and said officers of the Board of Supervisors of Montgomery County, Virginia are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the Board of Supervisors of Montgomery County, Virginia for this purpose.

Appointments

**R-FY-15-08
APPOINTMENT
MONTGOMERY TOURISM DEVELOPMENT COUNCIL**

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby re-appoints **Matthew R. Gabriele** as the Board of Supervisors representative on the **Montgomery Tourism Development Council** effective August 28, 2014 and expiring August 27, 2016.

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.

**R-FY-15-09
APPOINTMENT
VIRGINIA TECH/MONTGOMERY REGIONAL
AIRPORT AUTHORITY**

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby re-appoints **Annette S. Perkins** to the **Virginia Tech/Montgomery Regional Airport Authority** effective September 1, 2014 and expiring August 31, 2018.

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.

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to each of the Member Jurisdictions.

**R-FY-15-10
APPOINTMENT
BOARD OF ZONING APPEALS**

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby recommends to the Circuit Court Judge the appointment of **Zach C. Milton** to the **Board of Zoning Appeals** effective July 29, 2014 and expiring September 28, 2014.

Said appointment fills the unexpired term of William Stephen Howard, resigned.

OLD BUSINESS

**ORD-FY-15-01
AN ORDINANCE AMENDING SECTION 3 AND SECTION 4 OF THE
ORGANIZATIONAL COOPERATIVE AGREEMENT BETWEEN
MONTGOMERY COUNTY AND THE TOWNS OF BLACKSBURG AND
CHRISTIANSBURG FOR THE CREATION AND IMPLEMENTATION OF A JOINT
TOURISM PROGRAM BY CHANGING THE REQUIREMENT FOR APPOINTING
MEMBERS TO THE TOURISM DEVELOPMENT COUNCIL AND
THE PROCESS FOR REVIEWING TAX REVENUES**

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

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia that Section 3 entitled Guiding Principles, and Section 4 entitled The Montgomery Tourism Development Council (MTDC) of the Organizational Cooperative Agreement Between

Montgomery County the Towns of Blacksburg and Christiansburg for the Creation and Implementation of a Joint Tourism Program is hereby amended with the entire Agreement reordained and approved as follows:

**ORGANIZATIONAL COOPERATIVE AGREEMENT BETWEEN
MONTGOMERY COUNTY AND THE TOWNS OF BLACKSBURG
AND CHRISTIANSBURG FOR THE CREATION AND IMPLEMENTATION
OF A JOINT TOURISM PROGRAM**

This Cooperative Agreement ("Agreement") is between Montgomery County, Virginia (hereinafter known as "County"), and the Towns of Blacksburg, Virginia ("Blacksburg") and Christiansburg, Virginia ("Christiansburg") (hereinafter known as "Towns"), for the creation and administration of a jointly sponsored tourism program authorized under the provisions of Virginia Code §§ 15.2-940 and 15.2-1300.

JOINT TOURISM PROGRAM

Section 1. Purpose

The purpose of this Agreement is to establish and administer a tourism program that shall serve Montgomery County and the towns within it. It is intended to encompass all aspects of a comprehensive tourism program, including but not limited to staffing, funding, planning and executing of tourism related programs and activities, and the development and operations of a state certified local visitor information center.

Section 2. Oversight

- (a) The tourism program shall function as a collaborative effort by the County and the two Towns under the direct supervision of the Operating Board. The Operating Board shall be comprised of the County Administrator, the two Town Managers or their appointed designees. The Operating Board shall exercise direct oversight of staffing, budgeting and the general operations of the joint tourism program. In the event that the Operating Board cannot agree on how to proceed on a particular issue, the Board shall certify the issue to the Chair of the County Board of Supervisors and to the Mayors of the two Towns, who shall confer and attempt to reach a consensus on how the Operating Board shall proceed.
- (b) The Operating Board shall agree on the appointment of a Director of Tourism who shall serve as staff to the Operating Board and be responsible for the day to day operations of the joint tourism program. The Director of Tourism shall be an employee of the fiscal agent and shall receive the same benefits made available to other employees of the fiscal agent. The cost of employing the Director of Tourism shall be considered a part of the annual budget costs of the joint tourism program and shall be paid by the County and the two Towns through funding the parties receive from the Additional Lodging Tax

Revenues. Although an employee of the Fiscal Agent, the Director of Tourism shall be evaluated by and answer to the Operating Board.

Section 3. Guiding Principles

- (a) Funding for tourism expenditures described in this Agreement shall be based on the amount of funding received from hotel occupancy taxes. More specifically, it is the intention of the parties that the funding source for the activities contemplated by this Cooperative Agreement shall be from the additional annual revenues generated by a one percent (1%) increase in the lodging tax enacted by each locality in 2006 (the "Additional Lodging Tax Revenues" or "*Revenues*").
- (b) The Director of Tourism will prepare an annual work plan and budget for tourism expenditures, which shall be ~~approved~~ presented by to the Operating Board by ~~January 15th~~ February 15 of each year. The budget will be presented to the respective governing bodies ~~by February 1 of each year, and shall be approved by each governing body~~ as a part of its annual budgeting process, subject to the process described in the following subsection.
- (c) (i) Each year, during the annual budget process for the County and the Towns, each locality shall estimate the revenues that will be available for these services during the next fiscal year, and the governing bodies for each locality shall establish the amount of available funds (if any) in its adopted Operating Budget. This Agreement is dependent on each locality making a good faith effort to appropriate sufficient funding on an annual basis to continue the operations and programs of the program. However, it shall be not inconsistent with this Agreement for member localities to appropriate up to 15% of their respective Additional Lodging Tax Revenues for expenses associated with tourism-related activities in each jurisdiction that are not part of this Agreement.
- (ii) At the end of each fiscal year for which funds were appropriated pursuant to this Agreement, each party shall determine the actual Additional Lodging Tax Revenues that were actually received. A "true up" shall then be performed by comparing the estimated to actual Additional Lodging Tax Revenues. In the event that any party's actual Additional Lodging Tax Revenues exceed its estimated Revenues, that party shall request that its governing body appropriate the excess Revenues for use by the tourism program. In the event that any party's actual Additional Lodging Tax Revenues are less than its estimated Revenues, that party may credit the shortfall against the amounts due for following years. The parties agree to develop administrative procedures to address this "true up" process in greater detail.
- (d) The parties agree that the County shall be the fiscal agent for the tourism program, and in that capacity shall process all income and expenditures associated with the program. The

Towns agree to pay County, in its capacity as fiscal agent, the appropriated funds in quarterly installments, conditioned upon satisfactory performance of the services described herein.

- (e) Any employees assigned by the participating localities to staff the program shall report to the Director of Tourism.
- (f) A program of work shall guide the activities of the program and its staff, and shall be reviewed and approved annually by the operating board, with final approval by the governing bodies.
- (g) Work performed shall be in partnership with other organizations as may be mutually beneficial.
- (h) Any annual budget shall be subject to appropriation by the respective governing bodies.

Section 4. The Montgomery Tourism Development Council (MTDC)

- (a) As part of this Agreement, and within three months of its adoption, there shall be created an advisory council which shall provide guidance to the operating board and tourism staff in the development and implementation of an ongoing tourism program. This advisory council shall be known as the Montgomery Tourism Development Council ("MTDC"). The MTDC shall be advisory in nature, and shall assist with the elements and components required to maintain the tourism program, such as an accredited tourism community, a current tourism marketing plan, community profile, and other related requirements.
- (b) The MTDC shall consist of nine members who shall be residents of the county, or who are employed or operate businesses in the hospitality industry in one of the localities. One member shall be a member of the Board of Supervisors appointed by that body; one member shall be a member of Blacksburg Town Council, appointed by that body; one member shall be a member of Christiansburg Town Council, appointed by that body; one member shall be appointed by the Montgomery Chamber of Commerce; and the five remaining members shall be appointed by ~~both the county board of supervisors and the two town councils.~~ the tourism operating board after consultation with respective governing body. These appointees shall be owners, operators, or employees from local hotels, restaurants, and attractions.
A representative from Virginia Tech will also be included as an ex-officio, non-voting member of the MTDC. This representative will be designated by Virginia Tech, and will preferably be a representative from the university relations office or the tourism/hospitality department.
- (c) The members of the MTDC shall serve terms of office of two years, except the initial term for the board of supervisors' appointee and for three of the committee appointees shall be for one year to ensure that all terms do not expire at the same time. The tourism operating board, after consultation with respective governing body. ~~The board of supervisors and the~~

~~two councils.~~ shall have the unqualified right to remove any appointee and to appoint a replacement if in the appointing authority's opinion such member has failed to attend meetings or otherwise has neglected the member's duties. Vacancies occasioned by the inability of a member to act or by a member ceasing to meet eligibility requirements shall be filled by the appointing authority. Appointments to fill vacancies shall be only for the unexpired portion of the term.

- (d) The director of tourism shall serve as the staff for the MTDC. The MTDC shall adopt bylaws, including provisions for regular meetings.

Section 5. Ownership of property and insurance

- (a) The County and the Towns shall provide such office space as is required for the joint tourism program.
- (b) The County as fiscal agent shall hold title to all tangible personal property used by the joint tourism program, subject to the towns' rights upon termination as hereinafter described.
- (c) The County shall procure insurance policies covering any real estate and tangible personal property used in the joint tourism program and shall provide premises liability, and general liability coverage insuring the jurisdictions in respect to the operations and properties of the program. The costs of all such insurance shall be considered an operating expense of the program to be shared in the same proportion as other expenses as outlined above.

Section 6. Duration of Agreement

This Agreement shall become effective immediately upon approval and adoption of ordinance authorizing this Agreement by the County's Board of Supervisors and the Councils of each Towns, and it shall be effective for a minimum of three years from the date of the last jurisdiction signing. At the conclusion of the initial three year period, this Agreement shall automatically renew for two (2) additional successive three year periods until action is taken by any of the parties to terminate the Agreement.

Section 7. Termination of Agreement

Once the initial three year period of this Agreement has passed, the Agreement may be terminated upon written notice of any one or all of the participating local governments. Written notice of intent to withdraw must be given at least 12 months prior to the date that the jurisdiction wishes to withdraw from participation, unless any governing body of the localities fails to appropriate funding for further participation. If any governing body fails to appropriate funding to continue the Agreement, the remaining jurisdictions will utilize their best efforts to continue the program.

Section 8. Disposition of properties and funds under termination

In the event of termination of this Agreement, and absent the creation of a revised or replacement agreement, the following guidelines shall apply:

(a) The parties shall use their best efforts to ensure the ongoing operation of a tourism program at the termination of this Agreement.

(b) Upon termination of this Agreement, after the payment of all outstanding debts and costs, all remaining personal property shall be divided among the participating entities in the proportion in which it was paid for originally.

DATED THIS _____ day of _____, 2014.

MONTGOMERY COUNTY, VIRGINIA

By: _____
Craig Meadows, County Administrator

TOWN OF BLACKSBURG, VIRGINIA

By: _____
Marc A. Verniel, Town Manager

TOWN OF CHRISTIANSBURG, VIRGINIA

By: _____
Barry Helms, Town Manager

MONTGOMERY COUNTY, VIRGINIA

By: _____
William H. Brown, Chair

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	Matthew R. Gabriele
Christopher A. Tuck		
Gary D. Creed		
M. Todd King		
Mary W. Biggs		
William H. Brown		

NEW BUSINESS

**R-FY-15-11
REVISIONS TO THE COUNTY'S
PERSONNEL POLICIES AND PROCEDURES**

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

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby approves and authorizes the changes to the County's Personnel Policies and Procedures dated July 2014.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Christopher A. Tuck	None	Matthew R. Gabriele
Gary D. Creed		
M. Todd King		
Mary W. Biggs		
Annette S. Perkins		
William H. Brown		

A-FY-15-16
FY 2015 REVENUE SHARING FUNDS

On a motion by M. Todd King, seconded by Gary D. Creed 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, 2015 for the function and in the amount as follows:

930	VDoT Revenue Sharing	\$478,365
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The source of fund for the appropriation is as follows:

<u>Revenue Account</u>		
4510205	Designated Fund Balance	
	Road Reserve	\$ 51,500
	Capital Reserve	<u>\$426,865</u>
	Total	\$478,365

Said resolution appropriates funds from undesignated fund balance to cover the costs of the FY 2015 revenue sharing program.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	Matthew R. Gabriele
M. Todd King		
Mary W. Biggs		
Annette S. Perkins		
Christopher A. Tuck		
William H. Brown		

R-FY-15-12
RESOLUTION AUTHORIZING THE
DONATION OF CHRISTIANSBURG FIRE ENGINE 9
TO THE NEWPORT FIRE DEPARTMENT

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

WHEREAS, The Christiansburg Fire Department has taken delivery of a new fire engine that will replace the 1988 Pierce Lance Fire Engine housed at the Christiansburg Fire Station referred to as “ Engine 9”; and

WHEREAS, the Christiansburg Fire Department intends to no longer use Engine 9 and wishes to declare Engine 9 as surplus property; and

WHEREAS, The Christiansburg Fire Chief has reported that the Newport Fire Department is in dire need of assistance in obtaining a fire engine; and

WHEREAS, The Fire and Rescue Commission has voted unanimously in favor of donating Engine 9 to the Newport Fire Department.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby declares Engine 9, the 1988 Pierce Lance fire engine housed at the Christiansburg Fire Department to be surplus.

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors concurs with the Fire and Rescue Commission’s unanimous vote to donate the fire engine to the Newport Fire Department and the Board hereby authorizes the donation of Engine 9 to the Newport Fire Department.

BE IT FURTHER RESOLVED, The County Administrator is hereby authorized to implement such administrative procedures as necessary to carry out this directive.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
M. Todd King	None	Matthew R. Gabriele
Mary W. Biggs		
Annette S. Perkins		
Christopher A. Tuck		
Gary D. Creed		
William H. Brown		

R-FY-15-13
RESOLUTION IN SUPPORT OF THE
GREATER ROANOKE TRANSIT COMPANY’S APPLICATION
FOR GRANT FUNDING

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

WHEREAS, On June 4, 2014, the Federal Transit Administration (FTA) published in the Federal Register Notice of Funding Availability for FTA Bus and Bus Facilities Program “Ladders of Opportunity Initiative: Solicitation of Project Proposal”; and

WHEREAS, With this notice, FTA announced the availability of prior year Section 5309 Bus and Bus Facilities Program discretionary funds in the amount of approximately \$100 million for the Ladders of Opportunity Initiative in Fiscal Year 2014; and

WHEREAS, Projects eligible for funding under this program include “replacement, or rehabilitation of buses” and these funds have been made available as a result of unallocated program funds from prior authorizations; and

WHEREAS, The Greater Roanoke Transit Company (GRTC), d/b/a Valley Metro will submit a project proposal for funding in the amount of approximately \$9.75 million to replace 20 and rehabilitate 16 buses between 2016 and 2018; and

WHEREAS, One of the requisites for submitting project proposals is a letter from the jurisdictions served by prospective grantees demonstrating that the proposed project is consistent with and critical to the service needs of the jurisdiction; and

WHEREAS, The SmartWay Bus is the regional public transportation service operated by Valley Metro which links the Roanoke Valley and the New River Valley and provides a critical service to our community.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia, that the Board of Supervisors approves and authorizes the County Administrator to provide the Greater Roanoke Transit Company a letter demonstrating support for GRTC’s Ladders of Opportunity Initiative project proposal and affirms that said project is consistent with and critical to Montgomery County’s service needs.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Matthew R. Gabriele
Annette S. Perkins		
Christopher A. Tuck		
Gary D. Creed		
M. Todd King		
William H. Brown		

R-FY-15-06
A RESOLUTION SCHEDULING A PUBLIC HEARING ON
THE BOARD OF SUPERVISORS INTENT TO CONVEY AN EASEMENT AND
RIGHT-OF-WAY TO THE APPALACHIAN POWER COMPANY
ON THE FRONT OF THE MID COUNTY PARK AND
COUNTY GARAGE PROPERTY ADJOINING CINNABAR ROAD AND
ALONG THE HUCKLEBERRY TRAIL WHERE THE TRAIL
INTERSECTS HIGHTOP ROAD

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

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby agrees to schedule a public hearing for Monday, August 25, 2014, at 7:15 p.m. or as soon thereafter in the Board Chambers at the Montgomery County Government Center, located at 755 Roanoke Street, Christiansburg, Virginia, in order to hear citizen comments on the Board of Supervisors intent to convey a thirty-foot (30') wide easement and right-of-way to Appalachian Power Company located along Cinnabar Road on the front of the Mid-County Park Tax Map No. 67-A-162 and County Garage property, Tax Map No. 406-A-13D and a variable width easement widening an existing easement and right-of-way along the Huckleberry Trail, Tax Map No. 067-A 230 where the Trail intersects Hightop Road.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Annette S. Perkins	None	Matthew R. Gabriele	Christopher A. Tuck
Gary D. Creed			
M. Todd King			
Mary W. Biggs			
William H. Brown			

Supervisor Tuck stated for the record that he abstained from voting due to AEP requesting utility easements on family property and they are still in negotiations with AEP.

A-FY-15-17
BOARD OF SUPERVISORS
TRANSFER FROM GENERAL CONTINGENCIES
CONTRIBUTION TO THE MONTGOMERY COUNTY
DIXIE ANGELS YOUTH SOFTBALL WORLD SERIES

On a motion by Christopher A. Tuck, 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:

950 General Contingencies (\$1,500)

TO:

700 Parks and Recreation \$1,500

Said resolution transfers funds from General Contingencies to help defray expenses for the Montgomery County Dixie Ponytails Youth Softball Team traveling to the Dixie Ponytails X-Play World Series held in Ponchatoula, Louisiana on August 1 – 6, 2014.

The vote on the foregoing resolution was as follows:

AYE

Christopher A. Tuck
Mary W. Biggs
Annette S. Perkins
M. Todd King
Gary D. Creed
William H. Brown

NAY

None

ABSENT

Matthew R. Gabriele

COUNTY ATTORNEY'S REPORT

Policy for Board Members Remote Electronic Participation in Board of Supervisors' meetings:

The County Attorney reported that occasions may arise when a member of the County Board is unable to be physically present at a meeting. Under certain circumstances, Virginia law permits members to participate in meetings through electronic means such as telephone and video conferencing. The law limits the instances in which this may occur, prescribes procedures that must be followed when a member participates in a meeting through electronic means, and requires that a written policy governing such participation be adopted.

Circumstances when electronic participation is permitted are as follows:

- A member shall notify the chair on or before the day of the meeting that such member is unable to attend the meeting due to an emergency or personal matter, and shall identify with specificity the nature of the emergency or personal matter. The County Board shall record in its minutes the specific nature of the emergency or personal matter and the remote location from which the member participated. If the member's participation from a remote location is disapproved because such participation would violate the provisions of a policy, such disapproval shall be recorded in the minutes.
- Such participation by the member shall be limited each calendar year to two meetings of the County Board.
- A member may notify the chair that such member is unable to attend a meeting due to a temporary or permanent disability or other medical condition that prevents the member's physical attendance. The County Board shall record this fact and the remote location from which the member participated in its minutes.

Participation by a member of the County Board as authorized above shall be only under the following conditions:

- A quorum of the County Board is physically assembled at the primary or central meeting location.
- The County Board makes arrangements for the voice of the member who is participating remotely to be heard by all persons at the primary or central meeting location.

The County Attorney asked the Board if they would like to move forward with drafting a policy on electronic participation of board meetings.

The Board discussed the pros and cons for adopting a policy to allow electronic participation in board meetings. The Board agreed to move forward with drafting a policy.

By Board consensus, the County Attorney was instructed to draft a policy on electronic participation in board meetings as outlined in the Virginia State Code.

COUNTY ADMINISTRATOR'S REPORT

No Report.

BOARD MEMBERS REPORTS

Supervisor Biggs reported that she met with the County Administrator, VDOT representatives and the US Forest Service representative on July 10, 2014 to discuss issues with the Forest Service Road. The issue is the ownership of the beginning of the Forest Service Road whether it belongs to VDOT or the US Forest Service and who should be maintaining this section of road. VDOT is to forward the information regarding ownership of this section of road. Supervisor Biggs asked the County Administrator to follow-up with VDOT on this information.

New River Community Services Board met on June 26, 2014. They discussed the recent state code changes regarding the number of days required to hold and evaluate mental health patients. A bed availability registry went on-line on April 16, 2014 in order for all agencies to access every facility for availability of beds.

Supervisor King thanked the County staff for their work in making the County's surplus auction a success.

Old Sourwood Road - Supervisor King reported that he and Chair Brown met with residents who live on Old Sourwood Road regarding the on-going issues on the road. He stated something needs to be done to help the residents who live on this road.

Supervisor Brown Old Sourwood Road – Supervisor Brown reported on the meeting that was held with the residents who live on Old Sourwood Road to address the issues on the road. Old Sourwood Road was paved using a dirt glue process last fall. Many of the residents told him that the road is in worse shape than it has ever been. The dust from the road actually sticks to the vehicles due to the glue particles in the dirt. Numerous residents have complained that a layer of the sticky dirt is on their vehicles and is hard to clean off. Supervisor Brown instructed the County Administrator to schedule a meeting with Dan Brugh, MPO Executive Director, Chair of the Board of Supervisor and the County Administrator to discuss how to address the issues on Old Sourwood Road.

ADJOURNMENT

The Chair declared the meeting adjourned to Monday, August 11, 2014 at 6:00 p.m. The meeting adjourned at 8:25 p.m.

APPROVED _____ ATTEST: _____
William H. Brown F. Craig Meadows
Chair County Administrator