

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 27th DAY OF OCTOBER, 2014 AT 5:45 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT: William H. Brown -Chair
Mary W. Biggs (arrived 5:50 p.m.) -Vice Chair
Matthew R. Gabriele -Supervisors
M. Todd King
Annette S. Perkins
Christopher A. Tuck
F. Craig Meadows -County Administrator
L. Carol Edmonds -Deputy County Administrator
Martin M. McMahan -County Attorney
Ruth Richey -Public Information Officer
Vickie L. Swinney -Secretary, Board of Supervisors

ABSENT: Gary D. Creed -Supervisor

CALL TO ORDER

The Chair called the meeting to order.

INTO WORK SESSION

On a motion by Christopher A. Tuck, seconded by Matthew R. Gabriele and carried unanimously,

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

- A. Sheriff's Office Funding Requests:
 - 1. In-Car Cameras and Body Cameras
 - 2. Extended Maintenance Agreements
 - 3. Patrol Scout Package
 - 4. Mobile Data Terminals for Patrol Vehicles

The vote on the forgoing motion was as follows:

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

Supervisor Biggs arrived at 5:50 p.m.

Sheriff's Office Funding Requests

Carol Edmonds, Deputy County Administrator, updated the Board on the Sheriff's request for funding to purchase body cameras, mobile data terminals for patrol vehicles and the patrol scout package. Ms. Edmonds recognized Sheriff Whitt, Chief Deputy Robbie Hall and Captain Robert New, who are present to answer any questions.

Ms. Edmonds reported that the original request from the October 14, 2014 meeting included 40 body cameras and 40 in car cameras, which includes a 1 year warranty/maintenance at a cost of \$193,720 plus shipping cost of \$2,000 for a total of \$195,720. At the October 14, 2014 meeting the Sheriff discussed the need for additional body cameras for other public safety employees such as investigators and School Resource Officers. An additional cost of \$46,730 will be needed to purchase 12 additional body cameras, one year additional maintenance and installation for a grand total of \$242,450.

Ms. Edmonds stated that there is surplus savings from the county's share for the Western Virginia Regional Jail of \$230,697. The County would need to provide the remaining balance of \$12,450 from fund balance. A resolution to approve the purchase of the body cameras is on the agenda to be considered later in the meeting.

The Patrol Scout Live Package allows for an on-demand access to the vehicle cameras for remote viewing. The cost for the software and connections for 40 vehicles including training is quoted at \$38,409.

The Sheriff's Office currently has 41 Mobile Data Terminals (MTDs), of which 19 are 6 years old. A number of these are not stable or reliable. \$40,000 would allow the replacement process to begin by replacing 8-9 machines now with the intent that funding for future replacements be incorporated in the FY 16 budget. The replacement cost for each machine is approximately \$4,500.

The Board discussed the Sheriff's request and agreed they could support the resolution on the agenda to purchase the body cameras. Concerning the Remote Access Software & Mobile Data Terminals they asked for the following:

- Add a work session to the November 12th Agenda for further discussion
- Ask the two Towns if they plan to purchase body cameras in the future
- Is there a school policy about the use of body cameras in school facilities?
- Will the SRO's assigned to schools located in the towns have cameras?
- Which is higher priority, remote access software or MDT? High priority for additional body cameras or remote access software?

OUT OF WORK SESSION

On a motion by Christopher A. Tuck, 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 forgoing motion was as follows:

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

On a motion by Annette S. Perkins, 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 (5) Discussion Concerning a Prospective Business or Industry or the Expansion of an Existing Business or Industry Where No Previous Announcement Has Been Made of the Business or Industry's Interest in Locating or Expanding Its Facilities in the Community.

1. Project # 2014-033

(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

- (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. Proposed Mountain Valley Pipeline Project

The vote on the forgoing motion was as follows:

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

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, 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:

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

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele 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

Christopher A. Tuck
Matthew R. Gabriele
M. Todd King
Mary W. Biggs
Annette S. Perkins
William H. Brown

NAYS

None

ABSENT DURING VOTE

Gary D. Creed

ABSENT DURING MEETING

Gary D. Creed

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

Mountain Valley Pipeline

On a motion by Annette S. Perkins, seconded by Mary W. Biggs and carried unanimously, the Board of Supervisors directed staff to draft a resolution to address the County's and community concerns with the proposed Mountain Valley Pipeline to be included on the November 12, 2014 agenda.

The vote on the forgoing motion was as follows:

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

The Board of Supervisors will be holding a public community meeting with representative from EQT and NextEra regarding the proposed Mountain Valley Pipeline project on November 5, 2014, 7:00 p.m. at the Blacksburg High School. EQT will present the proposed project and opportunity for the Board of Supervisors to ask questions. MVP will hold a community open house in December as required by FERC.

DELEGATIONS

To Our House

Morris Fleisher, from “To Our House”, made a presentation on providing winter overnight shelter for homeless men in the New River Valley. “To Our House” is an organization of citizens, faith communities and social and human services professionals who have joined to provide temporary winter shelter for single, homeless men in the New River Valley. “To Our House” started providing shelter to homeless men in 2010-2011 and is entering its fifth season.

The guests arrive at the Intake Center located at the New River Community Action offices in Christiansburg between 5:00-5:30 p.m. Guests are then transported to the host site for the evening. A hot evening meal is provided and guests are provided a breakfast in the morning and given a bagged lunch for the day. Transportation is provided back to the Intake Center.

2013-2014 was the most successful shelter season since the program was started. Throughout the 21 week season, 50 homeless men were served for a total 1,374 bed nights, served 4,122 meals, engaged over 1,200 volunteers representing over 6,000 service hours. With the help and support of other agencies, 22 men obtained permanent housing and 22 men obtained employment or began the disability process.

“To Our House” accepts donations and holds several fundraisers to help secure funding for their operations. They are always thankful for the year-round donations from individuals, churches and organizations.

The Board thanked Mr. Fleisher for his presentation and the services “To Our House” is providing to the New River Valley.

PUBLIC ADDRESS

The following individuals spoke in opposition to the proposed Mountain Valley Pipeline and thanked the Board for requesting a public meeting with EQT and NextERA :

Angela Stanton, Elizabeth McCommon, Wil Stanton, Tom Hoffman, Phyllis Albritton, Tina Badger, Steve Helm, Elizabeth Hahn, Brad Klein, Stockton Maxwell, Pat Tracy, Linda Vick, Carl Rakes, Todd Wakers, Angelika Huber-Kucera, Irene Leech, Bob Grove, Ersila Happerty, Amanda Carletta, Louise Stafford, and Carl Zapper.

RECESS

The Board took a 20 minute recess at 9:00 p.m. and reconvened at 9:20 p.m.

CONSENT AGENDA

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated October 27, 2014 was approved. The vote was as follows:

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

Approval of Minutes

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously, the minutes dated April 29, 2014 and May 12, 2014 were approved.

Appropriations and Transfers

**A-FY-15-43
BOARD OF EQUALIZATION**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs 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:

153	Board of Equalization	\$45,000
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451203 Undesignated Fund Balance \$45,000

Said resolution appropriates undesignated fund balance to cover the costs associated with the Board of Equalization.

**A-FY-15-44
CLERK OF CIRCUIT COURT
TECHNOLOGY TRUST FUNDS**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs 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:

251 Clerk of Circuit Court \$35,448

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

Revenue Account

02251-423100 Shared Expenses \$35,448

Said resolution appropriates Technology Trust fund monies to cover information technology support in the Clerk of Circuit Court office.

**A-FY-15-45
ECONOMIC DEVELOPMENT
COUNTY CAPITAL PROJECTS**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs 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:

451209 Transfer to County Capital Projects \$30,224

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

451203 Undesignated Fund Balance \$30,224

BE IT FURTHER RESOLVED, The County Capital Projects 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:

810 Economic Development Capital Projects \$30,224

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

451100 Transfer from General Fund \$30,224

Said resolution appropriates funds from Fund Balance to County Capital projects to cover the costs of reimbursing the Economic Development Authority (EDA) for expenses associated with the surplus of County properties. These funds will be recovered from the sales proceeds of these properties.

**A-FY-15-46
SHERIFF
RECOVERED COSTS**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs 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:

320	Sheriff County	\$6,029
321	Sheriff Project Lifesaver	\$ 175
	Total	\$6,204

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

<u>Revenue Account</u>		
419108	Recovered Costs	\$6,029
424401	Project Life Saver	\$ 175
	Total	\$6,204

Said resolution appropriates recovered costs.

NEW BUSINESS

**A-FY-15-47
SHERIFF REQUEST FOR ONE-TIME FUNDING
FOR IN-CAR CAMERAS AND BODY CAMERAS**

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele 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:

320 Sheriff \$12,450

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

Revenue Account
451203 Undesignated Fund Balance \$12,450

Said resolution appropriates undesignated fund balance to cover the costs associated with in-car cameras and body cameras for the Sheriff's office.

The vote on the forgoing resolution was as follows:

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

A-FY-15-48
RESOLUTION OF APPROPRIATION
ONE-TIME PAY SUPPLEMENT
TO COUNTY EMPLOYEES

On a motion by Matthew R. Gabriele, seconded by Christopher A. Tuck 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:

110 County Administration	\$9,325
120 County Attorney	\$444
130 Financial and Management Services	\$8,639
140 Information Technology	\$8,154
150 Commissioner of Revenue – Compensation Board	\$7,186
152 Commissioner of Revenue- County	\$4,441
160 Treasurer – Compensation Board	\$7,105
162 Treasurer – County	\$3,552
170 Registrar	\$3,552
180 Internal Services	\$1,776
200 Commonwealth Attorney	\$13,079
210 Circuit Court	\$1,776
250 Clerk of Court	\$8,154
310 Sheriff – Compensation Board	\$86,308

320 Sheriff – County	\$24,786
400 General Services	\$42,952
410 Engineering and Regulatory Compliance	\$4,441
520 Human Services	\$4,871
540 Social Services	\$56,139
700 Parks and Recreation	\$10,402
710 Regional Library	\$24,813
800 Planning & GIS	\$4,441
810 Economic Development	\$2,664
Total	\$339,000

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

<u>Revenue Account</u>		
02	451203 Undesignated Fund Balance	\$339,000

Said resolution appropriates funds remaining at June 30, 2014, for a one-time pay supplement for employees.

The vote on the forgoing resolution was as follows:

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

**R-FY-15-39
RESOLUTION OF RECOGNITION
THE VIRGINIA FIRE SERVICES BOARD**

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

WHEREAS, *The Virginia Fire Services Board* is the policy making board within the Virginia Department of Fire Programs (VD FP) appointed by the Governor, and represents various fire service organizations throughout the Commonwealth of Virginia: and

WHEREAS, *The Virginia Fire Services Board* will, for the first time, convene their meeting in southwest Virginia; and

WHEREAS, *The Virginia Fire Services Board* will convene on November 7, 2014 at Lane Stadium on the Virginia Tech Campus for a social, and on November 8, 2014 will conduct their business meeting in the Amphitheater at the Inn at Virginia Tech.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby welcomes the ***Virginia Fire Services Board*** to Montgomery County and commends you for your service to the Commonwealth and your desire to include southwest Virginia on your travel agenda.

BE IT FURTHER RESOLVED, We encourage you to visit our five fire departments and hope that you will join with us in commending them on a job well done as they serve the citizens of Montgomery County and the Towns of Blacksburg and Christiansburg.

BE IT FURTHER RESOLVED, The Board of Supervisors takes pride that our fire departments - Blacksburg, Christiansburg, Elliston, Long Shop/McCoy, and Riner are represented at this meeting and serve their designated areas within the County with professionally trained personnel.

The vote on the forgoing resolution was as follows:

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

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported on the following:

- Mountain Valley Pipeline Will direct staff to provide a link on the County's web page to the Mountain Valley Pipeline site and to the Preserve the New River Valley Facebook page. A statement will be posted that the links are not an endorsement but for information purposes only.
- Upcoming Meeting Dates:
 - 10/28/14 Joint meeting with the School Board.
 - 11/05/14 Public Meeting with Mountain Valley Pipeline at BHS.
 - 11/12/14 Regular Meeting for the Board of Supervisors. Please note the meeting is being held on Wednesday, due to several Board Members attending the Virginia Association of Counties Annual Conference.

BOARD MEMBERS REPORTS

Supervisor Perkins attended the Roanoke Valley Area MPO meeting on October 23, 2014. She reported there was no discussion regarding RVAMPO study on the Norfolk Southern Intermodal. At their September 25, 2014 meeting, the RVAMPO was given a presentation on the draft intermodal study stating that the intermodal is still a viable project. She suggested that the Board send their questions or comments to RVAMPO regarding the intermodal study. The next meeting is scheduled for November 20, 2014.

Supervisor Biggs attended the Southwest Virginia Substance Abuse Forum hosted by the New River Community Services. She found this forum to be very informative. She reported that Giles County created a Day Reporting Program that utilizes citizens from substance abuse programs/community services to provide a work program for the County. She asked the County Administrator to contact Giles County to find out more on their Day Reporting Program and see if Montgomery County could use such a program.

Supervisor Gabriele reported he will not be able to attend the public meeting for the Mountain Valley Pipeline. He suggested that the County reach out to FERQ expressing the Board's opposition. He asked that a copy of the Board's resolution be forwarded to FERQ. Supervisor Gabriele also asked that the County reach out to other localities impacted by this proposed pipeline.

Supervisor King recognized the numerous fire departments, rescue squads, search and rescue teams, and law enforcement agencies who responded to assist in the search of the lost hiker in the Bottom's Creek area of the County. The 76 year old female hiker was found in a heavily dense area of the woods. Supervisor King stated there were about 60 volunteers in all who participated in the search.

Old Sourwood Road - VDOT graded Old Sourwood Road in order to smooth out the rough spots. Hopefully this work will hold out until the Spring when more work can be done to repair this road.

Supervisor Brown Mountain Valley Pipeline - Reminder on Wednesday, November 5, 2014 at 7:00 p.m. at the Blacksburg High School, the Board will hold a special meeting with the representatives from EQT and NextEra on the proposed Mountain Valley Pipeline.

Supervisor Brown reported he asked the Fire and Rescue Commission if the fire and rescue departments were equipped to handle a pipeline explosion if one occurred in Montgomery County. The Fire and Rescue Commission stated they would be prepared but the only way to handle a gas explosion is to cut off the gas supply and let the gas in the line burn out. They do have adequate equipment and training.

ADJOURNMENT

The Chair declared the meeting adjourned to Tuesday, October 28, 2014 for a joint meeting with the School Board at 6:00 p.m. The meeting adjourned at 9:50 p.m.

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