

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 27TH DAY OF OCTOBER, 2003 AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Larry N. Rush	-Chair
	Annette S. Perkins	-Vice Chairman
	Mary W. Biggs	-Supervisors
	Gary D. Creed	
	John A. Muffo	
	C.P. Shorter	
	Jeffrey D. Johnson	-County Administrator
	Martin M. McMahon	-County Attorney
	Steve Sandy	-Zoning Administrator
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary
ABSENT:	James D. Politis	-Supervisor

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Chair called the meeting to order and the Pledge of Allegiance was recited.

PUBLIC HEARING

Special Use Permit

Steven Critchfield requests a Special Use Permit on a 4.294 acre tract in Agriculture (A-1), with possible conditions, to allow a family subdivision of property in excess of the amount allowed undersliding scale. The property is located at the intersection of Meerkat Road and Den Hill Road, and is identified as Tax Parcel No. 68-A-148F (Acct ID # 080706) in the Shawsville Magisterial District. The property currently lies in an area designated as a Rural Area in the Comprehensive Plan.

The Zoning Administrator provided a brief presentation on the request. Mr. Critchfield is requesting a special use permit to allow him to divide a 4.294 acre lot into two lots. He is proposing to give his sister one lot to consist of 3.294 acres and retain a one acre lot for himself. At their October 8, 2003 meeting, the Planning Commission recommended denial of this request to the Board of Supervisors for the following reasons:

1. The request is not in keeping with the intent of the sliding scale regulations in Agriculture district.
2. Topography of remaining property is not suitable for development.
3. Property was subdivided into three lots in 2001 and two of these are currently rental property with one lot remaining vacant.

The Zoning Administrator explained that approximately one-quarter of the property is located within the 100 year floodplain and additional construction within or along this floodplain will increase the potential for flooding damages downstream. He also stated that a portion of the 4.294 acres is not suitable to build on. He explained that in 1999 three lot assignments were granted to the original parent parcel that was 6.294 acres. Mr. Critchfield divided off two 1 acre tracts in 2001 and constructed houses for rental units which resulted in one remaining lot of 4.294 acres.

Bruce Raines spoke in opposition to Mr. Critchfield's request. Mr. Raines believes that part of this property is not suitable to build on and is in the floodplain. He expressed concerns with drainage and erosion problems. He asked the Board to deny this request.

There being no further speakers the public hearing was closed.

PUBLIC ADDRESS

Kenneth Wilson spoke in support of adding Walthall Street to the Montgomery County Rural Addition Priority List.

Eugene Kellogg spoke in support of adding Walthall Street to the Montgomery County Rural Addition Priority List. Mr. Kellogg stated that all property owners who live on Walthall Street have agreed to give the necessary right-of-way to improve this road.

Becky Farnham, a small business owner, addressed the Board with concerns on the Board's recent decision on the Merchant's Capital Tax. She expressed her appreciation on lowering the tax rate but

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stated that the new ordinance which requires all businesses in Montgomery County to report their inventory twice a year, will be a burden. A second inventory will be costly due to closing their business for a day in order to take inventory. Ms. Farnham hopes this decision by the Board requiring reporting of inventory twice a year will not be permanent.

Frank Lau addressed the Board concerning the proposed improvement to the I-81 Corridor. Mr. Lau expressed concerns with the toll concept in both proposals submitted to the State, the Star Solution and Fleur Plan. He stated interstate roads were originally designed to be without tolls. The fuel tax was instituted to bring in revenue for construction and maintenance of roads. He believes the Fleur Plan, without the toll concept, is the better plan.

DELEGATION

Literacy Volunteers of America - New River Valley

Randall Wertz, Executive Director of the Literacy Volunteers in the New River Valley, addressed the Board with concerns about the Literacy Volunteers of America - New River Valley's FY 2003-04 Budget.

They have a \$50,000 shortfall due to low number of grants received. Mr. Wertz asked the Board to consider contributing extra funding for this fiscal year.

CONSENT AGENDA

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated October 27, 2003 was approved.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Annette S. Perkins		
Gary D. Creed		
C.P. Shorter		
Mary W. Biggs		
Larry N. Rush		

Fairview District Home - Proposed Sale of Land

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

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WHEREAS, The Fairview District Home Board is proposing to sell 5 acres of the 10 acre parcel owned by the members of the Fairview District Home Board located adjacent to Virginia Routes 643 and 807 in the County of Pulaski; and

WHEREAS, The property is proportionally owned by the five members of the Fairview Home consisting of the Counties of Montgomery, Pulaski, Giles, and Craig and the City of Radford.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby agrees to the sale of 5 acres of the existing 10 acre parcel owned by the members of the Fairview Home Board.

Request for Speed Study - Country Acres Road (SR 730)

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The County Administrator has received a petition from concerned citizens requesting the Virginia Department of Transportation to conduct a speed study on Country Acres Road (SR 730) to lower the speed limit from 55 mph. in order improve the safety in this area; and

WHEREAS, Pursuant to the Board's policy adopted November 13, 1996, this petition contains the signatures of a least 50% of the property owners along the specified road.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby respectfully requests the Virginia Department of Transportation to conduct a speed study on said road to determine the feasibility of reducing the speed limit to improve the safety of this area.

Addition to the Secondary System of State Highways- Entrance Roads to Eastern Montgomery High School and Christiansburg Middle School

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Montgomery County School Board has requested by resolution dated August 5, 2003, to have the entrance roads to the Eastern Montgomery High School and the Christiansburg Middle School added to the Montgomery County Secondary Highway System pursuant to Section 33.1-68 of the Code of Virginia, as amended; and

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WHEREAS, The Montgomery County School Board has a 60 foot right-of-way for maintenance of these roads.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia requests that the Virginia Department of Transportation add the entrance roads to the Eastern Montgomery High School and the Christiansburg Middle School, as shown on the attached sketch, to the Secondary Highway System of Montgomery County.

BE IT FURTHER RESOLVED, That a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

Authorize Issuance of Request for Proposals for Professional Services -Emergency Radio Communications Services

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Montgomery County Sheriffs Department is responsible for operating the emergency radio communications services, and

WHEREAS, The Montgomery County Board of Supervisors desires to evaluate the current and future emergency services radio communications functions and equipment; and

WHEREAS, The Montgomery County Fire and Rescue Task Force recommends a comprehensive evaluation be made and recommendations implemented to address emergency services communications capabilities.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby authorizes the County Administrator to issue a Request for Professional Services to address the current and future needs of emergency radio communications.

Employee Holiday Schedule

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby declares the Thanksgiving Holiday to begin at 12:00 Noon on Wednesday, November 26, 2003 and to include the regularly scheduled days of November 27 and November 28, 2003.

BE IT FURTHER RESOLVED, The Christmas Holiday will begin at 12:00 Noon on Wednesday, December 24, 2003 and include the regularly scheduled day of Thursday, December 25, 2003 and includes Friday, December 26, 2003.

BE IT FURTHER RESOLVED, The New Years' Holiday will include the regularly scheduled day of Thursday, January 1, 2004 and includes Friday, January 2, 2004.

Proclamation - Geographic Information System – World Town Planning Day

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Geography has played a defining role in the settlement, history, and cultural heritage of the County of Montgomery; an understanding of geographic concepts being crucial to maintaining a balance between the wise use of the county's natural resources, continued economic prosperity, and the general health and well-being of its residents; and

WHEREAS, The management, use and exchange of geographic information are essential for effective decision making by local, state, and federal government agencies, and computerized Geographic Information System (GIS) technology provides a more efficient and effective means for managing geographic information when compared with traditional cartographic methods; and

WHEREAS, There have been widespread and rapid technological advances in hardware, software, mapping and telecommunications related to the GIS industry, with extensive efforts underway in various public and private agencies and organizations throughout the Commonwealth of Virginia, the United States and the world to develop, incorporate and utilize GIS technology; and

WHEREAS, There is a need to coordinate these efforts to minimize duplication, reduce costs, develop standards, and to facilitate the sharing and interchange of GIS data, methods and knowledge among entities developing GIS applications and geodatabases; and

WHEREAS, There is a need to promote GIS awareness, education and technical training among various groups to most appropriately and wisely utilize this technology; and

WHEREAS, Geography Awareness Week is November 17–21.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby commends those involved in this exciting technology, the New River Valley

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Public Mapping Association, for their efforts to broaden public awareness of the technology and its potential benefits for the citizens of Montgomery County and the New River Valley.

BE IT FURTHER, RESOLVED, The Board of Supervisors hereby proclaims November 19, 2003, "Montgomery County GIS – World Town Planning Day."

OLD BUSINESS

VDOT Six Year Road Improvement Plan

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County, in cooperation with representatives of the Virginia Department of Transportation, have prepared a proposed Six-Year Plan for Montgomery County listing improvements proposed on the State Secondary Highway System in Montgomery County for which funds are to be budgeted in fiscal years 2004-2010; and

WHEREAS, A duly advertised public hearing was conducted at the Montgomery County Government Center in Christiansburg, Virginia at 7:15 p.m. on October 14, 2003 for the purpose of informing interested citizens of the proposed Six-Year Plan and for soliciting public input into the planning process in accordance with Section 33.1-70.01 of the Code of Virginia of 1950, as amended; and

WHEREAS, This Board has given due consideration to such input and other factors pertaining to improvements of the State Secondary Highway System in Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County hereby approves the aforementioned Six-Year Plan for Improvement of the State Secondary Highway System in Montgomery County for fiscal years 2004-2010, attached as Exhibit A, with changes to the following:

1. Remove or Rescope SR 603, North Fork Road, from the proposed plan.

BE IT FURTHER RESOLVED, That adoption of this plan also establishes priorities for preparation of the annual budget for the fiscal year, 2004-2005 by the Virginia Department of

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Transportation Resident Engineer.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed None C.P. Shorter Mary W. Biggs Annette S. Perkins John A. Muffo Larry N. Rush		James D. Politis

Rural Addition Priority List for FY 2004-2005

On a motion by C.P. Shorter, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Rural Addition Priority List for Fiscal Year 2004-2005 is approved as follows:

- Priority 1** **Riffe Street.** Beginning at a point on Route 9263, .023 mile west of Route 11 & 460 and thence extending in a westerly direction 0.15 mile to a turn-around. Estimated project cost - \$40,000.
- Priority 2** **Big Vein Road.** Beginning at a point on Route 652, 0.3 mi. west of Route 696, and thence extending in a northerly direction 0.5 mi. to a turn-around. Estimated project cost - \$66,600.
- Priority 3** **Cornbread Road.** Beginning at a point on Route 665, 0.40 mi. west of Route 787, and thence extending in a southerly direction 0.45 mi. to a turn-around. Estimated project cost - \$68,600.
- Priority 4** **Regency Road.** Beginning at a point on Route 753, 0.04 mi. north of Route 11/460, and thence extending in a westerly direction 0.05 mi. to a turn-around. Estimated project cost - \$8,000.
- Priority 5** **Sunflower Road.** Beginning at the end state maintenance of Route 729, 1.0 mi. north of Route 612, and thence extending in a northerly direction 0.70 mi. to a turn-around. Estimated project cost - \$211,500.

- Priority 6** **Brake Road.** Beginning at the end of State maintenance of Route 831 and extending in a southerly direction 0.671 mi. to a turn-around. Estimated project cost - \$120,000.
- Priority 7** **Wrights Way.** Beginning at a point on Route 785 and extending in a northerly direction .17 mi to a turn-around. Estimated project cost - \$40,000.
- Priority 8** **Opal Lane.** Beginning at a point on Route 815, 0.95 mile north of Route 785 and thence extending in an easterly direction 0.20 mile to a turn around. Estimated project cost - \$40,000.
- Priority 9** **Walthall Street.** Beginning at the end of state maintenance on Route 740, an extension of Route 740 and extending 0.15 mile. Estimated project cost - \$46,000.
- Priority 10** **McPeak Drive.** Beginning at the end of State Maintenance on Route 792 and extending in a southerly direction approximately 0.42 mile to the end. Estimated project cost - \$145,000.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	James D. Politis
Mary W. Biggs		
Annette S. Perkins		
John A. Muffo		
Gary D. Creed		
Larry N. Rush		

NEW BUSINESS

Authorization to Proceed - Courthouse Renovation/Expansion Project

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

WHEREAS, By letter dated October 28, 1997, to the Chair of the Montgomery County Board of Supervisors, the Judge of the Circuit Court stated that plans should be made to remove all county offices from the courthouse by 2001; and

WHEREAS, On January 8, 2001 the Board of Supervisors agreed to award a contract for Architectural/Engineering services for the courthouse project to Dalgliesh, Eichman, Gilpin & Paxton, P.C. for Part One of the Project; and

WHEREAS, On October 9, 2001 the Montgomery County Board of Supervisors approved a resolution declaring its intent to reimburse itself from proceeds of tax-exempt financing for expenditures made on behalf of the county courthouse project; and

WHEREAS, On October 9, 2001, the Montgomery County Board of Supervisors adopted a resolution advancing \$1,000,000 from the General Fund for expenditures in advance of bond proceeds for the courthouse project for architectural services through Dalgliesh, Eichman, Gilpin & Paxton, P.C.; and

WHEREAS, On November 14, 2001 the Montgomery County Board of Supervisors appropriated \$150,000 for the purchase of property located at 11 East Main Street for potential use in the courthouse project; and

WHEREAS, In January 2002 county offices vacated the courthouse; and

WHEREAS, On April 22, 2002 the Board of Supervisors held a work session to receive preliminary information on the courthouse project from the architect; and

WHEREAS, The architect provided schematic drawings in a plan to meet the space needs of the courts for up to 25 years; and

WHEREAS, On June 2, 2003 the Board of Supervisors held a work session to receive information from the architect on the courthouse project and were informed that the cost estimate for a 10-year plan to address space needs would cover 81% of the plan to address space needs for 25 years; and

WHEREAS, On July 14, 2003 the Board of Supervisors held a work session on the courthouse project to review costs associated with beginning the project in July 2003 or deferring the project two or more years; and

WHEREAS, On October 14, 2003 the Board of Supervisors held a work session on the courthouse project to review additional information provided by the architect on the 25 year plan; and

WHEREAS, Deferring the project several years could likely increase costs significantly, should construction costs increase and interest rates rise; and

WHEREAS, The payment of debt service costs may require a 1 to 2 cent increase in the real estate tax rate to generate sufficient resources to cover the cost.

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NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia agrees to proceed with the 25-year plan for the courthouse project and plan to issue bonds in the fall of 2004, or earlier if deemed more cost-effective.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	Gary D. Creed	James D. Politis
Annette S. Perkins	Larry N. Rush	
John A. Muffo		
C.P. Shorter		

I-81 Improvement Proposals

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

WHEREAS, The Virginia Department of Transportation (VDOT) has formally requested comments from Montgomery County concerning the two private proposals (Fluor and Star Solutions) for improvements to the Interstate 81 corridor submitted under the Public Private Transportation Act of 1995 (PPTA).

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia recommends that VDOT not proceed with either proposal at this time; the two proposals are vastly different from each other and neither proposal corresponds to the concept study for Interstate 81 corridor improvements developed for VDOT in 1998; moreover, it is our understanding that VDOT is beginning a multi-year Environmental Process to determine the purpose, need, and scope of corridor improvements, therefore, any proposal decision should not be made until the Environmental Process is complete.

BE IT FURTHER RESOLVED, That the Board of Supervisors requests that any proposal for improvements to the Interstate 81 corridor address the following eight issues of significance to Montgomery County:

1. Smart Road – The future Smart Road interchange should be evaluated and incorporated into the design and construction of any improvements.
2. Scenic Beauty – Scenic beauty should be maintained as much as possible throughout the corridor.

3. Rail Alternatives – Neither proposal addresses both passenger (Trans Dominion) and freight service along the entire Interstate 81 corridor. This may require a more detailed study and the consideration of possible improvements in adjacent states. (See Board of Supervisors Resolution of October 14, 2003.)
4. Toll Free Local Traffic – There is significant vehicular interaction within the Blacksburg MSA (Blacksburg, Christiansburg, and Radford) and between the adjoining Blacksburg MSA and the Roanoke MSA. Any toll policies should be structured to exempt this local traffic.
5. Toll Facility Location – Any toll facilities should be located where they will not have an adverse impact on local highways. For example, the Fluor proposal locates a toll facility at mile marker 116 between Route 8 interchange (exit 114) and the Route 11/460 interchange (exit 118). The Fluor proposals estimates a 45% toll bypass rate for long distance traffic thereby dumping significant traffic onto the local streets of Christiansburg.
6. Stormwater Management – VDOT is encouraged to work with appropriate local governments in the design and construction of regional stormwater management facilities along the corridor.
7. Agricultural & Forestal Districts (AFD’s) – Any proposal requiring more right-of-way than what was identified in VDOT’s 1998 concept study may impact AFD’s in Montgomery County.
8. Rest Areas – Adequate rest areas should be included throughout the corridor. Consideration should be given to separating these facilities for cars and trucks.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	James D. Politis
C.P. Shorter		
Gary D. Creed		
John A. Muffo		
Mary W. Biggs		
Larry N. Rush		

Loan Agreement Between Montgomery County and Montgomery County Public Service Authority

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

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board hereby agrees to enter into a Loan Agreement with the Public Service Authority dated October 27, 2003, the Loan Agreement is hereby attached and made a part of this Resolution by reference.

BE IT FURTHER RESOLVED, The Board of Supervisors hereby authorizes L. Nick Rush, Chairperson, to execute the said Loan Agreement on behalf of the Board of Supervisors.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	James D. Politis
John A. Muffo		
Annette S. Perkins		
Mary W. Biggs		
C.P. Shorter		
Larry N. Rush		

LOAN AGREEMENT

THIS LOAN AGREEMENT, made and entered into this 27th day of October, 2003, by and between the Board of Supervisors of the County of Montgomery, Virginia, (the "Board") and the Montgomery County Public Service Authority, (the "Authority") shall provide as follows:

W I T N E S S E T H

WHEREAS, in return for the Board agreeing to take over all of the financial services of the Authority, the Authority agreed to reimburse the County on a monthly basis for the County's direct cost in providing the financial services; and

WHEREAS, the Authority presently owes the Board \$114,773.49 for financial services already rendered and will owe the Board for additional financial services in the near future; and

WHEREAS, the Authority currently owes the Board \$13,297.60 for money advanced to the Authority to cover expenses for the Price's Fork Water Project that were not eligible for repayment from Rural Development; and

WHEREAS, the Authority currently owes the Board \$22,365.00 for money advanced to the Authority in order for the Authority to purchase the Munis Utility Billing Software; and

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WHEREAS, the Authority and the Board desire to enter into this Agreement in order to document the amount of money borrowed and the terms for repayment.

NOW, THEREFORE, in consideration of the general welfare of the County of Montgomery, Virginia, and the mutual promises and undertakings specified below, the parties agree as follows:

1. The Board agrees to loan to the Authority for an undetermined amount of time the \$13,297.60 forwarded to the Authority for the costs associated with the Prices Fork Water Project that were not eligible for repayment through the loan and grant obtained by the Authority from Rural Development. The Authority agrees to reimburse the Board the \$13,297.60 in a timely manner with interest at a rate equal to the County's rate of return on County funds invested by the County Treasurer.

2. The Board agrees to loan to the Authority for an undetermined amount of time the \$22,365.00 forwarded to the Authority for the Authority to purchase the Munis Utility Billing Software. The Authority agrees to reimburse the Board the \$22,365.00 in a timely manner with interest at a rate equal to the County's rate of return on County funds invested by the County Treasurer.

3. The Board agrees to loan to the Authority for an undetermined amount of time \$154,773.46, which includes both the \$114,773.49 the Authority already owes the Board for Financial Services rendered by the Board and \$40,000.00 the Authority will owe the County for future financial services to be rendered through December 31, 2003. The Authority agrees to reimburse the Board the \$154,773.46 in a timely manner with interest at a rate equal to the County's rate of return on County funds invested by the County Treasurer.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed and delivered on their behalf by their duly authorized officers on the date first set out above.

**BOARD OF SUPERVISORS OF
THE COUNTY OF MONTGOMERY, VIRGINIA**

By: L. Nick Rush, Chairperson

**MONTGOMERY COUNTY
PUBLIC SERVICE AUTHORITY**

By: James D. Politis, Chairperson

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INTO WORK SESSION

On a motion by Mary W. Biggs, seconded by C.P. Shorter and carried unanimously,

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

1. Personnel Policy Changes
2. Health Insurance Premium Notification
3. FY 2004-2005 Budget - Setting Budget Priorities - This item was removed and will be added to the November 12, 2003 agenda due to the absence of the Assistant County Administrator.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	James D. Politis
Gary D. Creed		
C.P. Shorter		
Mary W. Biggs		
John A. Muffo		
Larry N. Rush		

Personnel Policy Changes

The Human Resource Director presented several revisions to the Personnel Policy. She stated that most of the changes were to clarify existing language in the Personnel Policy. There are only two new policies added, one to add policy separating out holiday leave from compensatory leave and one to add a policy on the use of the new fitness facility.

Health Insurance Premium Notification

The Human Resource Director made a presentation on the decision and renewal process on the County's health insurance. She explained that health care and insurance costs continue to be a national issue. There

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is more cost-sharing by employees, both through out-of-pocket costs and premiums. This is occurring nationally, not just in Montgomery County. Montgomery County is part of the New River Valley Consortium, which consists of the Town of Blacksburg, City of Radford, Pulaski County, Pulaski County Schools, Blacksburg-VPI Water Authority, New River Resources Authority and Montgomery Regional Solid Waste Authority. The Consortium was formed in order to get better rates as a group.

The Human Resources Director stated that during a typical renewal year, where the Consortium does not have to go out to bid for new insurance, a projection forecast with potential rate increase is built into the budget in December. Final numbers are known by April or May and will determine the cost of the insurance premium. The financial year for health insurance runs from April to March. Increases are determined on a high claim rate and they cannot be determined until after the second quarter. Therefore, for budget purposes an increase is built into the budget which historically been close to the actual numbers. Last year the increase was far more than they expected which resulted in higher cost of premiums and cost to the employee.

The Human Resources Director plans to initiate an Insurance Employee Advisory Team and meetings will be scheduled when the numbers for the first quarter become available.

OUT OF WORK SESSION

On a motion by Mary W. Biggs, 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 foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	James D. Politis
C.P. Shorter		
John A. Muffo		
Annette S. Perkins		
Gary D. Creed		
Larry N. Rush		

BOARD MEMBERS' REPORTS

Supervisor Creed attended the Transportation Safety Commission meeting. The Commission expressed concern that there were no Hospital Signs on the 3-A Bypass until you get on the exit to the Hospital. The Virginia Department of Transportation has been notified and have indicated additional signs will be installed.

Elliston Volunteer Fire Department - The groundbreaking for the new fire station for Elliston was held Saturday, October 25, 2003.

Supervisor Biggs Legislative Meeting Supervisor Biggs stated that she would like for the Board to schedule a legislative meeting with the County's representatives before the General Assembly convenes in January. Staff was instructed to poll the local representatives to see if they would be available either November 12th or November 24, 2003. .

Supervisor Shorter attended the Coal Miners Heritage Park Link Bridge Dedication.

The Price's Fork Water Dedication is scheduled for Wednesday, October 29, 2003.

4-H Supervisor Shorter reported a new 4-H Director has been hired, Michelle Atcock and the 4-H Awards Ceremony will be held November 6, 2003.

Supervisor Muffo - Planning Commission Supervisor Muffo reported at the last Planning Commission meeting our consultants, Milton Herd, recommended that the County include in the Comprehensive Plan areas they would like outlined for growth. They encouraged more specific information in the comprehensive plan to clearly outline where the County wants growth to occur. Other communities that have a high growth rate have laid out very clearly where they want growth to occur.

Blacksburg - Toms Creek Sewer - Supervisor Muffo previously suggested monitoring the Tom's Creek Sewer issue in Blacksburg. What the Town of Blacksburg decides to do can effect the County's plans. The County may want to follow two scenarios:

1. Blacksburg continues to grow at a historic rate; and
2. Blacksburg slows down its growth rate. If this occurs it will effect the entire County and the County plans will have to look different. The County cannot develop more dense housing in the north end of Blacksburg due to the lack of water and sewer.

Six Mile Loop - Ellett Supervisor Muffo reported a meeting is scheduled for Friday, October 31, 2003 with Dan Brugh to discuss the Six Mile Loop concept in Blacksburg. This is just an information meeting

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and to get suggestions from Dan Brugh, Executive Director of the Metropolitan Planning Organization (MPO).

Supervisor Perkins reported that Robert Gribben, Montgomery County's representative on the Agency on Aging Board, requested to speak at a future board meeting concerning budget issues. Supervisor Perkins was instructed to invite Mr. Gribben to the November 24, 2003 meeting.

Supervisor Rush - NAACP Annual Banquet Supervisor Rush reminded the Board that the NAACP Annual Banquet is Saturday, November 8, 2003. He asked that any Board members wishing to attend let the County Administration know so a table can be reserved.

INTO CLOSED MEETING

On a motion by Mary W. Biggs, seconded by C.P. Shorter 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 (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. Office on Youth Advisory Board
 2. County Administrator
- (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. Prospective Industry

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	James D. Politis
C.P. Shorter		
John A. Muffo		

Annette S. Perkins
Gary D. Creed
Larry N. Rush

OUT OF CLOSED MEETING

On a motion by Gary D. Creed, 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 foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	James D. Politis
C.P. Shorter		
John A. Muffo		
Annette S. Perkins		
Gary D. Creed		
Larry N. Rush		

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, 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

Mary W. Biggs
C.P. Shorter
John A. Muffo
Annette S. Perkins
Gary D. Creed
Larry N. Rush

NAYS

None

ABSENT DURING VOTE

James D. Politis

ABSENT DURING MEETING

James D. Politis

APPOINTMENTS

Office on Youth Advisory Board

On a motion by John A. Muffo, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Ava Stanczak** to the Office on Youth Advisory Board effective October 28, 2003 and expiring October 22, 2004.

Said appointment fills the unexpired term of Joyce M. Hodge, resigned.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	James D. Politis
Mary W. Biggs		
Annette S. Perkins		
C.P. Shorter		
Gary D. Creed		

Larry N. Rush

ADJOURNMENT

On a motion by Annette S. Perkins, seconded by C.P. Shorter and carried unanimously, the Board adjourned to Wednesday, November 12, 2003 at 7:15 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	James D. Politis
C.P. Shorter		
John A. Muffo		
Annette S. Perkins		
Gary D. Creed		
Larry N. Rush		

The meeting adjourned at 10:10 p.m.