

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 27TH DAY OF AUGUST, 2001 AT 7:15 P.M. IN COURTROOM B, COUNTY COURTHOUSE, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Mary W. Biggs	-Chair
	John A. Muffo	-Supervisors
	Annette S. Perkins	
	James D. Politis	
	C.P. Shorter	
	Joe C. Stewart	
	Jeffrey D. Johnson	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	T.C. Powers, Jr.	-Planning Director
	Steve Sandy	-Zoning Administrator
	Robert C. Parker	-Public Information Officer
	Angela Little	-RSVP Director
	Vickie L. Swinney	-Secretary

ABSENT: Larry N. Rush -Vice Chairman

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

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

PUBLIC HEARINGS

Request for Tax Exempt Status

-Blacksburg New School proposal to request exemption from taxation from the General Assembly of all personal property owned by the Blacksburg New School assessed at a value of \$15,325 with personal liability in the amount of \$376.00 pursuant to Article X, Section 6(a)(4) of the Constitution of Virginia and the provisions of Chapter 36 of Title 58.1 of the Code of Virginia, 1950, as amended, and that such exemption should be categorized as educational.

Steve Williams, representative of Blacksburg New School, addressed the Board regarding their request for exemption from taxation from the General Assembly of all personal property. Mr. Williams stated that the Blacksburg New School is a small non-profit private school. He would appreciate the Boards' support in their request.

There being no further speakers, the public hearing was closed.

Special Use Permit

Noah C. Hale requests a Special Use Permit, with possible conditions, in Agricultural (A-1) on a 22.205 acre tract to allow an automotive repair shop. The property is located at 3655 North Fork Road and is identified as Tax Parcel No. 58-A-2A4 (Account ID #023650) in the Mt. Tabor Magisterial District. The property lies in an area designated as Rural in the Comprehensive Plan.

There being no speakers, the public hearing was closed.

Rezoning Request and Special Use Permit

Yvonne L. Price, c/o Tena Price (Agent: Sharon C. Karr) request to rezone approximately 2.0 acres from Agriculture (A-1) to Residential (R-3), with possible proffered conditions, and a Special Use Permit to allow placement of a manufactured home. Property is located at 1239 Oilwell Road and is identified as Tax Parcel No. 66-A-112 (Account ID #015265) in the Prices Fork Magisterial District. The property lies in an area designated as Urban Expansion in the Comprehensive Plan.

There being no speakers, the public hearing was closed.

Proposed Amendment to the Montgomery County Zoning Ordinance - Private Streets

Proposed amendments to the following sections of the Montgomery County Zoning Ordinance: 10:21.A-12 Agriculture, 10-23. R-R Rural Residential, 10-24, R-1 Residential, 10-25. R-2 Residential, 10-26. R-3 Residential, 10-41. Supplemental District Regulations concerning private streets.

Elizabeth Nardi addressed the Board in support of imposing standards to private streets. She opposes private streets in residential zoning and urged the Board to approve the amendment to the Zoning Ordinance allowing standards for private streets.

Larry Martin addressed the Board in opposition to the proposed amendment to the Zoning Ordinance requiring private streets to meet VDoT standards.

There being no further speakers, the public hearing was closed.

PUBLIC ADDRESS SESSION

Margaret Smith addressed the Board with concerns regarding Dominion Transmission Company's proposed Greenbrier Pipeline, which is projected to pass through southern Montgomery County. She asked that the Board oppose the proposed gas pipeline.

CONSENT AGENDA

On a motion by James D. Politis, seconded by C.P. Shorter and carried unanimously, the Consent Agenda dated August 27, 2001 was approved.

The vote on the foregoing motion was as follows:

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

Approval of Minutes

On a motion by James D. Politis, seconded by C.P. Shorter and carried unanimously, the minutes dated July 23, July 30, and August 6, 2001 were approved.

Schedule Public Hearing to Consider Amending the County Code in Order to Comply with State Enabling Legislation

On a motion by James D. Politis, seconded by C.P. Shorter and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia, hereby schedules a public hearing on September 24, 2001 at 7:15 pm in Courtroom B, County Courthouse, Christiansburg, Virginia, for the purpose of receiving citizens' comments on the following:

- (1) Proposed Ordinance Amending the General Provisions
An Ordinance Amending Sections 1-6 of Chapter 1 of the Code of the County of Montgomery, Virginia, Entitled General Provisions in Order to Comply with the State Enabling

Legislation.

- (2) Proposed Ordinance Amending Administration
An Ordinance Amending Sections 2-1, 2-8, 2-12 and 2-122 Respectively of Chapter 2 of the Code of the County of Montgomery, Virginia, entitled Administration in Order to Comply with the State Enabling Legislation.

- (3) Proposed Ordinance Amending Fire Prevention and Protection
An Ordinance Amending Section 4-3 of Chapter 4 of the Code of the County of Montgomery, Virginia, Entitled Fire Prevention and Protection in Order to Comply with the State Enabling Legislation.

- (4) Proposed Ordinance Amending Offenses-Miscellaneous
An Ordinance Amending Sections 7-7 and 7-28 Respectively of Chapter 7 of the Code of the County of Montgomery, Virginia, Entitled Offenses-Miscellaneous in Order to Comply with the State Enabling Legislation.

- (5) Proposed Ordinance Amending Buildings
An Ordinance Amending Sections 8-17 and 8-23 Respectively of Article II of Chapter 8 of the Code of the County of Montgomery, Virginia, Entitled Buildings in Order to Comply with the State Enabling Legislation.

Schedule Public Hearing - Proposed Conveyance of Right-of-Way Easement to American Electric Power

On a motion by James D. Politis, seconded by C.P. Shorter and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, pursuant to Section 15.2-1800 of the Code of Virginia of 1950, as amended, schedules a public hearing for Monday, September 24, 2001 at 7:15 p.m. in Courtroom B, County Courthouse, Christiansburg, Virginia for the purpose of receiving citizens' comments on the following:

Conveyance of Right-of-Way Easement to American Electric Power

-Proposed conveyance of right-of-way easement to American Electric Power in order to provide electrical services to the new collection and recycling site on Pilot Road in Montgomery County. The property is located at 2750 Pilot Road, in the Shawsville Magisterial District.

August 27, 2001

Page 4 of 22

NEW BUSINESS

Authorization to Apply for Virginia Public School Authority (VPSA) School Financing Bonds Series 2001 B - Blacksburg Middle School

On a motion by Annette S. Perkins, seconded by C.P. Shorter and carried unanimously,

WHEREAS, The County of Montgomery, Virginia (**the “County”**) is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, The Montgomery County School Board (**the “School Board”**) has brought to the attention of the County Board of Supervisors (**the “Board of Supervisors”**) the urgent need to build a new Blacksburg Middle School (**the “Project”**) and that the construction of the project requires the expenditure of capital improvement funds in excess of \$7,500,000; and

WHEREAS, The Board of Supervisors intends for application to be made for the County to participate (**the “Application”**) in the Interest Rate Subsidy Financing through the Virginia Public School Authority (**the “VPSA”**) School Financing Bonds Series 2001 B in relation to the Project, and to finance the Project with proceeds of one or more issues of tax-exempt bonds (**the “Bond”**).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA AS FOLLOWS:

1. In connection with financing the Project, the Board of Supervisors declares its intent to participate in, and the Superintendent, County Administrator and his designees, County Attorney and Bond Counsel are authorized to take any and all actions necessary for the County to participate in the VPSA’s Interest Rate Subsidy Financing through VPSA School Financing Bonds Series 2001 B, in an amount not to exceed \$7,500,000.
2. The actions of the County Administrator, Superintendent, County Attorney, Bond Counsel and any other agent, employee or representative of the County in completing and submitting the Application to the VPSA are hereby authorized, approved and ratified.
3. The County Administrator and his designees, County Attorney and Bond Counsel are authorized to take any and all actions necessary for the Board of Supervisors to consider final authorization of the Bonds, including but not limited to publication as required by law of a notice of public hearing on final

August 27, 2001

Page 5 of 22

authorization of the Board of Supervisors of the issuance of the Bonds.

This resolution shall take effect immediately upon its passage.

The vote on the foregoing motion was as follows:

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

Authorization to Apply for Virginia Public School Authority (VPSA) School Financing Bonds Series 2001 B - Christiansburg Middle School

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

WHEREAS, The County of Montgomery, Virginia (**the “County”**) is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, The Montgomery County School Board (**the “School Board”**) has brought to the attention of the County Board of Supervisors (**the “Board of Supervisors”**) the urgent need to build a new Christiansburg Middle School (**the “Project”**) and that the construction of the project requires the expenditure of capital improvement funds in excess of \$7,500,000; and

WHEREAS, The Board of Supervisors intends for application to be made for the County to participate (**the “Application”**) in the Interest Rate Subsidy Financing through the Virginia Public School Authority (**the “VPSA”**) School Financing Bonds Series 2001 B in relation to the Project, and to finance the Project with proceeds of one or more issues of tax-exempt bonds (**the “Bond”**).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA AS FOLLOWS:

1. In connection with financing the Project, the Board of Supervisors declares its intent to participate in, and the Superintendent, County Administrator and his designees, County Attorney and Bond

Counsel are authorized to take any and all actions necessary for the County to participate in the VPSA's Interest Rate Subsidy Financing through VPSA School Financing Bonds Series 2001 B, in an amount not to exceed \$7,500,000.

2. The actions of the County Administrator, Superintendent, County Attorney, Bond Counsel and any other agent, employee or representative of the County in completing and submitting the Application to the VPSA are hereby authorized, approved and ratified.
3. The County Administrator and his designees, County Attorney and Bond Counsel are authorized to take any and all actions necessary for the Board of Supervisors to consider final authorization of the Bonds, including but not limited to publication as required by law of a notice of public hearing on final authorization of the Board of Supervisors of the issuance of the Bonds.

This resolution shall take effect immediately upon its passage.

The vote on the foregoing motion was as follows:

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

Proposed Merger Between the Christiansburg and Montgomery County Chamber of Commerce (CMCC) and the Blacksburg Regional Chamber of Commerce (BRCC)

On a motion by James D. Politis, seconded by John A. Muffo and carried unanimously,

WHEREAS, The Christiansburg and Montgomery County Chamber of Commerce and the Blacksburg Regional Chamber of Commerce have completed a plan of merger including by-laws, rate structure and budget suggestions; and

WHEREAS, The intent of the plan is to accomplish a merger between the Christiansburg and Montgomery County Chamber of Commerce (CMCC) and the Blacksburg Regional Chamber of Commerce (BRCC); and

WHEREAS, The plan of merger has been unanimously accepted by the CMCC Directors and the BRCC Directors; and

WHEREAS, Said merger requires approval by the membership of each Chamber in accordance with its respective articles of incorporation and Virginia law; and

WHEREAS, The Montgomery County Board of Supervisors are members of the Christiansburg and Montgomery County Chamber of Commerce and the Blacksburg Regional Chamber of Commerce.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby authorizes Jeffrey D. Johnson, County Administrator, to cast a vote on behalf of the Board of Supervisors, in support of the proposed merger.

The vote on the foregoing motion was as follows:

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

**Resolution of Appreciation - Montgomery Regional Economic Development Commission-
Dr. Helen Harvey**

On a motion by Annette S. Perkins, seconded by C.P. Shorter and carried unanimously,

WHEREAS, Dr. Helen Harvey has faithfully served as a member of the Montgomery Regional

Economic Development Commission since January 1, 2000; and

WHEREAS, Montgomery County recognizes the excellent and dedicated service that **Dr. Helen Harvey** has rendered the citizens of Montgomery.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **Dr. Helen Harvey**.

FURTHER, That the original of this resolution be presented to **Dr. Helen Harvey** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing motion was as follows:

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

Resolution of Appreciation - Office on Youth Advisory Board-Marcy H. Schnitzer

On a motion by John A. Muffo, seconded by James D. Politis and carried unanimously,

WHEREAS, **Marcy H. Schnitzer** has faithfully served as a member of the Office on Youth Advisory Board since September, 1998; and

WHEREAS, Montgomery County recognizes the excellent and dedicated service that **Marcy H. Schnitzer** has rendered the citizens of Montgomery.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **Marcy H. Schnitzer**.

August 27, 2001

Page 9 of 22

FURTHER, That the original of this resolution be presented to **Marcy H. Schnitzer** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing motion was as follows:

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

Resolution of Appreciation - Office on Youth Advisory Board-Daniel R. Levesque

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

WHEREAS, Daniel R. Levesque has faithfully served as a member of the Office on Youth Advisory Board since September, 1998; and

WHEREAS, Montgomery County recognizes the excellent and dedicated service that **Daniel R. Levesque** has rendered the citizens of Montgomery.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **Daniel R. Levesque**.

FURTHER, That the original of this resolution be presented to **Daniel R. Levesque** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	Larry N. Rush
Annette S. Perkins		
Joe C. Stewart		
James D. Politis		

John A. Muffo
Mary W. Biggs

Resolution of Appreciation - Office on Youth Advisory Board-Kathy M. Godbey

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

WHEREAS, Kathy M. Godbey has faithfully served as a member of the Office on Youth Advisory Board since September, 1998; and

WHEREAS, Montgomery County recognizes the excellent and dedicated service that **Kathy M. Godbey** has rendered the citizens of Montgomery.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **Kathy M. Godbey.**

FURTHER, That the original of this resolution be presented to **Kathy M. Godbey** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing motion was as follows:

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

COUNTY ADMINISTRATOR'S REPORT

Road Report Update A copy of the Road Update Report was included in the packet for the Board's review.

Retired Senior Volunteer Services (RSVP) Update Angela Little, RSVP Director, presented an update and report on RSVP volunteers and activities. Ms. Little noted there are 185 active volunteers and they contribute an estimated 2000 hours per month to the public, private and non-profit organizations. RSVP has had an increase in the number of new volunteers, and attendance to the sponsored activities has increased. RSVP is continuing to work with the Schools with the Reading Rangers program in which senior volunteers help school children with reading; and working with the New River Community College to train volunteers to be Senior Navigators. Senior Navigators help seniors and their families obtain resources through the Internet. The RSVP just held their annual Rock-a-Thon in which they raised \$2,072. This money will go towards two scholarships awarded each year for students going into Human Services field.

Economic Development Workshop The County Administrator reported the Economic Development Department is working on the demonstration to be presented to the Board of Supervisors. A work session will be scheduled in the near future.

Centralized Accounting Staff is working on the analysis for centralized accounting. Surveys were sent out and are late coming back in. A report will be forwarded to the Board once all information is received.

BOARD MEMBERS' REPORTS

Supervisor Politis reported that the Friends of Riner have held several meetings about the proposed Greenbrier Pipeline. They are concerned about the projected route and wondered why the pipeline cannot follow the existing power line easement. Supervisor Politis stated that they are still in the process of getting a petition together requesting the Board to support them in their efforts to oppose the Greenbrier Pipeline going through Riner.

Festival in Riner A festival and parade was held in Riner on Saturday, August 25, 2001. All money raised went towards athletic equipment for the schools.

Supervisor Stewart requested a community sign be installed in the community of Otey.

Children Fund Raising Supervisor Stewart expressed his concerns with small children going door to door for fund raising. He requested this concern be added to the County/School Liaison agenda.

Supervisor Muffo attended the RSVP Rock-a-Thon held August 17, 2001 on the Courthouse lawn. He commended the senior volunteers for their time and effort to help the community.

August 27, 2001

Page 12 of 22

Sister County Relationship Supervisor Muffo read an article in the VACo newsletter about Sister County Relationships. He expressed interest in Montgomery County developing a Sister County Relationship with a municipality in another country.

Supervisor Shorter noted that Prices Fork has it's first Sandlot Baseball Team with 19 children.

Virginia Tech Farm & Family Showcase will be held September 5 & 6, 2001.

Dedication of the Veterans War Memorial in Toms Creek will be held Saturday, September 15, 2001.

Sale of Used Cars Supervisor Shorter received complaints about used cars being sold off a lot in Prices Fork and on Walton Road. He requested the Zoning Administrator investigate these complaints.

School Class Sizes Supervisor Shorter expressed concerns with the class sizes in the primary and elementary schools. He requested this item be added to the County/School Liaison agenda.

Supervisor Biggs received a letter from the Town of Vinton inviting them to a luncheon for the Roanoke Summit meeting. It was the consensus of the Board that no one would be able to attend and requested information from the meeting be forwarded to them.

Virginia Tech The meeting with Virginia Tech is scheduled for September 13, 2001. Supervisor Biggs requested Board members to forward her or the County Administrator topics they would like for them to discuss.

ADD TO THE AGENDA

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously, the following was added to the agenda:

Rezoning Request and Special Use Permit

Yvonne L. Price, c/o Tena Price (Agent: Sharon C. Karr) request to rezone approximately 2.0 acres from Agriculture (A-1) to Residential (R-3), with possible proffered conditions, and a Special Use Permit to allow placement of a manufactured home. Property is located at 1239 Oilwell Road and is identified as Tax Parcel No. 66-A-112 (Account ID #015265) in the Prices Fork Magisterial District. The property lies in an area designated as Urban Expansion in the Comprehensive Plan.

The vote on the foregoing motion was as follows:

August 27, 2001

Page 13 of 22

AYE

John A. Muffo None
James D. Politis
Annette S. Perkins
C.P. Shorter
Joe C. Stewart
Mary W. Biggs

NAY

ABSENT

Larry N. Rush

Rezoning Request - Yvonne L. Price c/o Tena Price (Agent: Sharon C. Karr)

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

**ORDINANCE 2001 - 10
An Ordinance Amending the Zoning
Classification of approximately 2.0 acres from
Agriculture (A-1) to Residential (R-3)**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning in compliance with the Comprehensive Plan and meets the requirement for public necessity, convenience, general welfare and good zoning practice, and therefore the zoning classification of that certain tracts or parcels of land consisting of approximately 2.0 acres of land is hereby amended and rezoned from the zoning classification of A-1 (Agricultural) to Residential (R-3).

This action was commenced upon the application of Yvonne L. Price c/o Tena Price (Agent: Sharon Karr).

This tract or parcel of land located at 1239 Oilwell Road and is identified as Tax Parcel No. 66-A-112 (Account ID #015265) in the Prices Fork Magisterial District. The property lies in an area designated as Urban Expansion in the Comprehensive Plan

This ordinance shall take effect upon adoption

The vote on the foregoing motion was as follows:

AYE

John A. Muffo None
James D. Politis
Annette S. Perkins
C.P. Shorter
Joe C. Stewart

NAY

ABSENT

Larry N. Rush

Mary W. Biggs

Special Use Permit - Yvonne L. Price c/o Tena Price (Agent: Sharon C. Karr)

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Yvonne L. Price, c/o Tena Price (Agent: Sharon C. Karr) request for a Special Use Permit to allow placement of a manufactured home Class A or Class B located at 1239 Oilwell Road and is identified as Tax Parcel No. 66-A-112 (Account ID #015265) in the Prices Fork Magisterial District is hereby approved.

The vote on the foregoing motion was as follows:

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

INTO CLOSED MEETING

On a motion by Joe C. Stewart, seconded by John A. Muffo and carried unanimously,

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

- Section 2.1-344(A) (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. Montgomery Regional Economic Development Commission
 2. Office on Youth Advisory Board
 3. Evaluation of Personnel - County Attorney

4. Chief Animal Control Officer

The vote on the foregoing motion was as follows:

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

OUT OF CLOSED MEETING

On a motion by James D. Politis, seconded by C.P. Shorter 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>
James D. Politis	None	Larry N. Rush
Annette S. Perkins		
C.P. Shorter		
Joe C. Stewart		
John A. Muffo		
Mary W. Biggs		

CERTIFICATION OF CLOSED MEETING

On a motion by James D. Politis, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on

August 27, 2001
Page 16 of 22

this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 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

James D. Politis
Annette S. Perkins
C.P. Shorter
Joe C. Stewart
John A. Muffo
Mary W. Biggs

NAYS

None

ABSENT DURING VOTE

Larry N. Rush

ABSENT DURING MEETING

Larry N. Rush

APPOINTMENTS

Montgomery Regional Economic Development Commission

On a motion by Annette S. Perkins, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Ronald E. Chaffin** as the New River Community College representative to the Montgomery Regional Economic Development Commission effective August 28, 2001 and expiring December 31, 2002.

Said appointment fills the unexpired term of Dr. Helen Harvey, resigned.

The vote on the foregoing motion was as follows:

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

Office on Youth Advisory Board

On a motion by Annette S. Perkins, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Jack E. Call** to the Office on Youth Advisory Board effective September 1, 2001 and expiring August 31, 2004.

The vote on the foregoing motion was as follows:

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

Office on Youth Advisory Board

On a motion by Annette S. Perkins, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Judy Murray** to the Office on Youth Advisory Board effective September 1, 2001 and expiring August 31, 2004.

The vote on the foregoing motion was as follows:

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

Office on Youth Advisory Board

On a motion by Annette S. Perkins, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Linda Nisbet** to the Office on Youth Advisory Board effective September 1, 2001 and expiring August 31, 2004.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	Larry N. Rush
James D. Politis		
John A. Muffo		

Joe C. Stewart
Annette S. Perkins
Mary W. Biggs

OTHER BUSINESS

Chief Animal Control Officer Position

On a motion by C. P. Shorter, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby authorizes the County Administrator to offer the position of Chief Animal Control Officer to Harvey E. Waddell, effective September 1, 2001 at Grade 17, Step 5.

The vote on the foregoing motion was as follows:

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

Appointed Chief Animal Control Officer

On a motion by C. P. Shorter, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that Harvey E. Waddell is hereby appointed Chief Animal Control Officer for Montgomery County.

FURTHER, BE IT RESOLVED, That said term shall not expire as was previously established under the Code of Virginia, but said officer shall continue employment with Montgomery County under the same terms and conditions as all other County employees under the direction of the County Administrator.

The vote on the foregoing resolution was as follows:

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

ADJOURNMENT

On a motion by John A. Muffo, seconded by Annette S. Perkins and carried unanimously, the Board adjourned to Monday, September 10, 2001 at 7:15 p.m.

The vote on the foregoing motion was as follows:

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

The meeting adjourned at 9:45 p.m.

