

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 10TH DAY OF JULY, 2000 AT 7:15 P.M. IN THE BOARD CHAMBERS, COUNTY COURTHOUSE, CHRISTIANSBURG, VIRGINIA:

PRESENT: Mary W. Biggs -Chair
Larry N. Rush -Vice Chairman
John A. Muffo -Supervisors
Annette S. Perkins
C.P. Shorter
Joe C. Stewart
Jeffrey D. Johnson -County Administrator
L. Carol Edmonds -Assistant County Administrator
Martin M. McMahon -County Attorney
Angie Hill -Financial & Management Services Director
Steve Phillips -Public Facilities Director
Ron Bonnema -County Engineer
Bob Isner -Economic Development Director
Robert C. Parker -Public Information Officer
Vickie L. Swinney -Secretary

ABSENT: James D. Politis -Supervisor

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

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

PUBLIC ADDRESS SESSION

Margaret Smith spoke on wastewater issues in the 177 Corridor. Ms. Smith expressed concern with Montgomery County exceeding their capacity of wastewater from the corridor to the Peppers Ferry Wastewater Treatment Plant. Ms. Smith stated that development along the corridor will only add to the volume of wastewater. She indicated that the Virginia Department of Transportation will be upgrading the two rest area facilities on I-81 which will increase the volume. There have been discussions about re-opening the Bethal Elementary School which will also increase the volume of wastewater.

ADDENDUM

On a motion by Joe C. Stewart, seconded by C.P. Shorter and carried unanimously, the following Addendum dated July 10, 2000 was added to the Agenda as follows:

New Business:

Fairview Home - Transfer from General Contingencies

Into Closed Meeting

Section 2.1-344 (A) (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiation Strategy of the Public Body

- 1. Falling Branch

The County Attorney explained that the Closed Meeting item listed above will replace the Closed Meeting currently listed on the agenda.

The vote on the foregoing motion was as follows:

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

CONSENT AGENDA

On a motion by Annette S. Perkins, seconded by C.P. Shorter and carried unanimously, the Consent Agenda dated July 10, 2000 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
Joe C. Stewart
Larry N. Rush
C.P. Shorter
Mary W. Biggs

Approval of Minutes

On a motion by Annette S. Perkins, seconded by C.P. Shorter and carried unanimously, the minutes dated June 12, 2000 and June 21, 2000 were approved.

Consolidation of Animal Control, Public Facilities, Collections and Environmental Engineering to General Services

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

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer is hereby authorized, as follows:

FROM:

| | | |
|-----|--------------------------------------|-------------------|
| 340 | Animal Control | \$ 180,153 |
| 400 | Public Facilities | \$ 993,538 |
| 410 | Solid Waste/Environmental Protection | \$1,461,601 |
| 420 | Environmental Engineering Services | <u>\$ 316,430</u> |
| | Total | \$2,951,722 |

TO:

| | | |
|-----|------------------|-------------|
| 400 | General Services | \$2,951,722 |
|-----|------------------|-------------|

Said resolution consolidates the divisions of Animal Control, Public Facilities, Solid Waste/Environmental Protection and Environmental Engineering Services in the budget under one division named General Services.

Virginia Juvenile Community Crime Control Act

On a motion by Annette S. Perkins, seconded by C.P. Shorter 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, 2001, for the function and in the amount as follows:

| | | |
|-----|---|-----------|
| 521 | Virginia Juvenile Community Crime Control Act (VJCCCA) | \$140,404 |
|-----|---|-----------|

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

Revenue Account

| | | |
|--------|--------|-----------|
| 424401 | VJCCCA | \$140,404 |
|--------|--------|-----------|

Said resolution appropriates Montgomery County's estimated allocations received from the Juvenile Community Crime Control Act.

Reappropriation of Encumbrances - General Fund

On a motion by Annette S. Perkins, seconded by C.P. Shorter 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, 2001, for the function and in the amount as follows:

| | | |
|-----|--------------------------|--------------------|
| 100 | Board of Supervisors | \$ 3,135.50 |
| 110 | County Administration | \$ 5,195.70 |
| 180 | Internal Services | \$ 2,076.73 |
| 210 | Circuit Court | \$ 3,817.92 |
| 250 | Circuit Court Clerk | \$ 2,115.00 |
| 400 | Public Facilities | \$ 62,930.20 |
| 410 | Solid Waste Collections | \$ 9,276.00 |
| 520 | Human Services | \$ 1,122.00 |
| 521 | VJCCCA | \$ 1,769.00 |
| 700 | Parks and Recreation | \$ 1,005.44 |
| 710 | Library | \$106,294.44 |
| 720 | Floyd Library | \$ 13,178.08 |
| 800 | Planning and Inspections | <u>\$ 4,169.00</u> |
| | Total | \$216,085.05 |

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

Revenue Account

| | | |
|--------|---------------------------------|--------------|
| 451205 | Designated General Fund Balance | \$216,085.05 |
|--------|---------------------------------|--------------|

Said resolution reappropriates monies supporting the balances of outstanding purchase orders.

Reappropriation of Grants

On a motion by Annette S. Perkins, seconded by C.P. Shorter 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, 2001, for the function and in the amount as follows:

| | | | |
|------|--|----|---------------|
| 320 | <u>Sheriff - Asset Forfeiture Programs</u> | | |
| | Offender Financed Drug Program | \$ | 2,170 |
| | Federal Asset Forfeiture | \$ | 22,209 |
| | | | |
| 321 | <u>Sheriff - Grants</u> | | |
| | Selective Traffic Enforcement | \$ | 8,831 |
| | DARE Program | \$ | 2,370 |
| | COPS - Federal | \$ | 384,695 |
| | Local Law Enforcement Grant | \$ | 3,761 |
| | V-Stop Grant | \$ | 20,385 |
| | | | |
| 521 | VA Juvenile Community Crime Control | \$ | 2,922 |
| 801 | CDBG | \$ | <u>91,316</u> |
| | Total | \$ | 538,659 |

Sources of funds for the foregoing appropriation are as follows:

Revenue:

| | | | |
|----------------|-------------------------------|----|----------------|
| 23212-424401 | Selective Traffic Enforcement | \$ | 8,831 |
| 2321741-424458 | COPS - Federal | \$ | 384,695 |
| 23218-424401 | Local Law Enforcement Grant | \$ | 3,761 |
| 23219-424401 | V-Stop Grant | \$ | 18,786 |
| 28010-434401 | CDBG | \$ | 21,886 |
| 451205 | Designated Fund Balance | \$ | <u>100,700</u> |
| | Total | \$ | 538,659 |

Said resolution appropriates those grants for which balances are known. Reappropriated balances are needed to cover the payment of invoices received and the refund of unexpended monies.

Schedule Public Hearing - New River Community Action, Inc. Request For Exemption From Property Tax

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

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby schedules a public hearing for Monday, August 28, 2000 at 7:15 p.m. in Courtroom B, County Courthouse, Christiansburg, Virginia to hear citizens comments on the following:

Request for Tax Exempt Status

New River Community Action, Inc. proposal to request exemption from taxation from the General Assembly of 0.2864 acre of real property at 110 Roanoke Street, Christiansburg in the Shawsville Magisterial District of the County of Montgomery, Virginia, where New River Community Action, Inc. presently has their office space.

Code of Ethics and Standards of Conduct for Boards/ Commissions/Authorities Appointed By the Board

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

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby approves the Code of Ethics and Standards of Conduct for the members of Boards/Committees/Authorities appointed by the Montgomery County Board of Supervisors.

**Code of Ethics and Standards of Conduct
for Members of Boards/Committees/Authorities
Appointed by the Montgomery County Board of Supervisors**

Recognizing that persons who hold public office have been given a public trust and that the stewardship of such office demands the highest levels of ethical and moral conduct, any person appointed by the Board of Supervisors to serve on a board, committee or authority, should adhere to the following Code of Ethics:

1. Uphold the Constitution, laws and regulations of the United States, the Commonwealth of Virginia and Montgomery County, and never knowingly be a party to their evasion.
2. Be loyal to moral principles and the interests of the citizens of the county.
3. Give a full measure of effort and service to the position of trust for which stewardship has been granted; giving earnest effort and best thought to the performance of duties.

4. Seek to find and use the most equitable, efficient, effective, and economical means for getting tasks accomplished.
5. Adopt policies and programs that support the rights and recognize the needs of all citizens regardless of race, gender, age, religion, creed or country of origin. Avoid adopting policies, supporting programs or engaging in board, committee or authority activities that discriminate against or offend individuals because of race, gender, age, religion, creed or country of origin.
6. Ensure the integrity of the actions of the board, committee or authority by avoiding discrimination through the dispersing of, or requesting, special favors or unfair privileges to anyone, whether for remuneration or not. A member should never request or accept for himself or herself, favors or benefits under circumstances which might be construed by reasonable persons as influencing the performance of governmental duties, or employees.
7. Make no private promises of any kind binding upon the duties of any office, since a public servant has no private word which can be binding on public duty.
8. Engage in no business with the county government, either directly or indirectly, which is inconsistent with the conscientious performance of government duties except as may be consistent with the State and Local Government Conflict of Interest Act.
9. Never use any information gained confidentially in the performance of governmental duties as a means of making private profit.
10. Expose through appropriate means and channels, corruption, misconduct, or neglect of duty whenever discovered.
11. Adhere to the principle that the public's business should be conducted in the public view by observing and following the letter and spirit of the Freedom of Information Act using closed sessions to deal with sensitive personnel, legal, contractual or other issues as provided by the Code of Virginia.
12. Avoid using the position of public trust to gain access to the media for the purposes of criticizing colleagues or citizens, impugning their integrity or vilifying their personal beliefs.
13. Make sure, when responding to the media, that a clear distinction is made between personal opinion or belief and a decision made by the the board, committee, or authority of which you are a member.
14. Review orally and in public session at the annual organizational meeting each of these principles.

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15. Pledge to honor and uphold these principles, ever conscious that public office is a public trust.

Standards of Conduct

Recognizing that persons holding a position of public trust are under constant observation by the media and interested county residents, and recognizing that maintaining the integrity and dignity of the public office is essential for maintaining high levels of public confidence in our institutions of government, the following Standards of Conduct should be adhered to:

1. Avoid, during public meetings and during the performance of public duties, the use of abusive, threatening or intimidating language or gestures directed at colleagues, citizens, or personnel.
2. Pay all taxes due to the county, state, or national government.
3. Attend all regularly scheduled meetings of the board, committee, or authority to which he or she has been assigned, resigning whenever personal circumstances preclude regular attendance.
4. Avoid a private lifestyle that casts public doubt upon the integrity and competence of the county government.
5. Make a conscientious effort to be well prepared for each meeting.
6. Work to create a positive environment in public meetings where citizens will feel comfortable in their roles as observers or participants.
7. Be concise. Avoid the practice of taking more time to address an issue before the body than is necessary and essential for an adequate consideration of those matters being discussed.

Code of Ethics and Standards of Conduct for the Board of Supervisors

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

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby approves the Code of Ethics and Standards of Conduct for the members of the Board of Supervisors.

Code of Ethics and Standards of Conduct for Members of the Montgomery County Board of Supervisors

Recognizing that persons who hold public office have been given a public trust and that the stewardship of such office demands the highest levels of ethical and moral conduct, any person serving on the Montgomery County Board of Supervisors should adhere to the following Code of Ethics:

1. Uphold the Constitution, laws and regulations of the United States, the Commonwealth of Virginia and Montgomery County, and never knowingly be a party to their evasion.
2. Be loyal to moral principles and the interests of the citizens of the county.
3. Give a full measure of effort and service to the position of trust for which stewardship has been granted; giving earnest effort and best thought to the performance of duties.
4. Seek to find and use the most equitable, efficient, effective, and economical means for getting tasks accomplished.
5. Adopt policies and programs that support the rights and recognize the needs of all citizens regardless of race, gender, age, religion, creed or country of origin. Avoid adopting policies, supporting programs or engaging in Board activities that discriminate against or offend individuals because of race, gender, age, religion, creed or country of origin.
6. Ensure the integrity of the actions of the Board of Supervisors by avoiding discrimination through the dispersing of, or requesting, special favors or unfair privileges to anyone, whether for remuneration or not. A member should never request or accept for himself or herself or for family members, favors or benefits under circumstances which might be construed by reasonable persons as influencing the performance of governmental duties, or employees.
7. Make no private promises of any kind binding upon the duties of any office, since a public servant has no private word which can be binding on public duty.
8. Engage in no business with the county government, either directly or indirectly, which is inconsistent with the conscientious performance of government duties except as may be consistent with the State and Local Government Conflict of Interest Act.
9. Never use any information gained confidentially in the performance of governmental duties as a means of making private profit.
10. Expose through appropriate means and channels, corruption, misconduct, or neglect of duty whenever discovered.
11. Adhere to the principle that the public's business should be conducted in the public view by observing and following the letter and spirit of the Freedom of Information Act using closed sessions to deal with sensitive personnel, legal, contractual or other issues as provided by the Code

of Virginia.

12. Avoid using the position of public trust to gain access to the media for the purposes of criticizing colleagues or citizens, impugning their integrity or vilifying their personal beliefs.
13. Make sure, when responding to the media, that a clear distinction is made between personal opinion or belief and a decision made by the Board of Supervisors.
14. Review orally and in public session at the annual organizational meeting each of these principles.
15. Pledge to honor and uphold these principles, ever conscious that public office is a public trust.
16. The Board recognizes that its primary role is to make policy and therefore will focus on issues pertaining to programs, operations and issues.
17. The Board recognizes that discussion of personnel matters are to remain confidential, must be discussed through appropriate channel processes, and that it is the obligation of each Board member to protect the privacy of the individual.
18. Board members will follow the procedure of communicating directly with the County Administrator and the Chairman of the Board. On personnel matters or matters relating to incidents, issues, or problems, the Board will follow the procedure of communicating directly with the Chairman or the County Administrator. Especially in situations where Board members might conceivably be construed as attempting to supervise, direct, or interfere with county personnel and the performance of their duties.

Standards of Conduct

Recognizing that persons holding a position of public trust are under constant observation by the media and interested county residents, and recognizing that maintaining the integrity and dignity of the public office is essential for maintaining high levels of public confidence in our institutions of government, every member of the Montgomery County Board of Supervisors should adhere to the following Standards of Conduct:

1. Avoid, during public meetings and during the performance of public duties, the use of abusive, threatening or intimidating language or gestures directed at colleagues, citizens, or personnel.
2. Pay all taxes due to the county, state, or national government.
3. Attend all regularly scheduled meetings of the boards or committees to which he or she has been assigned, resigning whenever personal circumstances preclude regular attendance.

4. Avoid a private lifestyle that casts public doubt upon the integrity and competence of the county government.
5. Make a conscientious effort to be well prepared for each meeting.
6. Offer criticism of county employees only in private meetings with appropriate individuals or in closed session.
7. Work to create a positive environment in public meetings where citizens will feel comfortable in their roles as observers or participants.
8. Maintain an attitude of courtesy and consideration toward all colleagues.
9. Be tolerant. Allow citizens, employees, or colleagues sufficient opportunity to present their views.
10. Be respectful and attentive. Avoid comments, body language or distracting activity that conveys a message of disrespect for the presentations from citizens, personnel or colleagues.
11. Be concise. Avoid the practice of taking more time to address an issue before the body than is necessary and essential for an adequate consideration of those matters being discussed.

Planning Grant Proposal to Develop a Public Geographic Information System (GIS)

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

WHEREAS, The National Science Foundation provides grants to universities through the Digital Government program to promote research in the application of information technologies in government; and

WHEREAS, Montgomery County has committed to developing a Geographic Information System (GIS) in support of its public mission; and

WHEREAS, Virginia Polytechnic Institute and State University (VPI) has considerable physical and human resources in the areas of GIS and related technologies; and

WHEREAS, VPI has agreed to partner with Montgomery County in submitting a planning grant proposal to the Digital Government program with the objective of developing a public GIS in coordination with Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors authorizes the submission of an application to the National Science Foundation, in coordination with VPI, for funds to develop a plan for a public GIS in Montgomery County.

BE IT FURTHER RESOLVED, That County Administrator, Jeffrey D. Johnson, is hereby authorized to sign and submit appropriate documents for the submittal of this National Science Foundation

planning grant proposal.

Board of Supervisors Meeting-Change of Meeting Date

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

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby schedules the first meeting in August on **Wednesday, August 16, 2000 at 7:15. p.m.**

Dissolve Electrical Examining Board

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

WHEREAS, Pursuant to Section 36-99.1 of the Code of Virginia of 1950, as amended, the Electrical Examining Board was established to hear appeals regarding decisions made by the Electrical Engineer; and

WHEREAS, Section 36-99.1 of the Code of Virginia of 1950, as amended, has been repealed; and

WHEREAS, Section 36-105 of the Code of Virginia of 1950, as amended, allows for appeals regarding decisions made by the Electrical Engineer to be heard by the Adjustment and Appeals Board; and

WHEREAS, There is no need in Montgomery County for an Electrical Examining Board.

NOW, THEREFORE, BE IT RESOLVED, Since there is no need for an Electrical Examining Board, the Board of Supervisors of Montgomery County, Virginia hereby dissolves the Electrical Examining Board.

OLD BUSINESS

Rezoning Request Richard A. & Nancy I. Riazzi

On a motion by Larry N. Rush, seconded by John A. Muffo and carried unanimously,

**ORDINANCE 2000 - 08
An Ordinance Amending the Zoning Classification
of 4.01 Acres from GB (General Business) to R-2**

(Residential)

BE IT ORDAINED, By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning is 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 4.01 acres of land is hereby amended and rezoned from the zoning classification of GB (General Business) to R-2 (Residential).

This action was commenced upon the application of Richard A. & Nancy I. Riazzi.

These tracts or parcels of land are identified as being shown on Tax Parcel No. 119-A-33A located at 1803 Fairview Church Road in the Riner Magisterial District.

This ordinance shall take effect upon adoption.

The vote on the foregoing ordinance was as follows:

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

Amendment to the Montgomery County Zoning Ordinance

On a motion by Larry N. Rush, seconded by Annette S. Perkins and carried unanimously,

ORDINANCE 2000-09
Amendment to the Montgomery County
Zoning Ordinance Section 10-54
Titled Special Development Approvals

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Montgomery County Zoning Ordinance is hereby amended as follows:

Additions shown **in bold underline**, deletions shown in **~~bold strikethrough~~**

Section 10-54 Special Development Approvals

(1) *Zoning Amendment*

(i) *Proffered Conditions*

1. *When Proffers Are Made*
 - b. In no event shall the applicant's proposed statement of proffered conditions be submitted later than **fourteen (14) calendar days prior to** the scheduled public hearing before the Board of Supervisors.

- (l) *Hearing Before Board of Supervisors.* ~~No later than one hundred (100) calendar days after an application has been accepted;~~ a duly noticed public hearing shall be held by the Board of Supervisors regarding an application for zoning amendment.

The vote on the foregoing ordinance was as follows:

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

Special Use Permit Hazel B. Linkous (Agent: Tea Group/ Crown Communications)

Request for a special use permit (Tax Parcel No. 52-A-118) to allow construction of a telecommunications tower located at 2049 Merrimac Road in the Prices Fork Magisterial District.

At the request of the applicant, Tea/Group/Crown Communications the special use permit for the Linkous property have been withdrawn.

NEW BUSINESS

Capital Projects Funds

On a motion by Larry N. Rush, seconded by Annette S. Perkins and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a County Capital Projects Fund is hereby established to more clearly account for County Capital Projects, and appropriated funds may not be transferred between Projects in the Capital Projects Fund without approval from the Board of Supervisors.

BE IT FURTHER RESOLVED, That the Capital Projects Fund is granted an appropriation for the fiscal year ending June 30, 2001, for the function and in the amount as follows:

| | | |
|----|-------------------------|--------------------|
| 12 | County Capital Projects | |
| | 400 | Consolidated Sites |
| | | \$206,000 |

| | | |
|-----|--------------------------------------|------------------|
| 700 | Plum Creek Park (Hornsby) | \$230,000 |
| 330 | Christiansburg Rescue Squad | \$ 60,000 |
| 330 | Blacksburg Fire Department Equip | \$ 60,000 |
| 330 | Elliston Fire Department Equip | \$ 30,000 |
| 330 | Riner Fire Department Equip | \$130,000 |
| 330 | Shawsville Rescue Squad Equip | \$145,000 |
| 330 | Elliston Fire Department Building | \$830,000 |
| 330 | Long Shop McCoy Fire/Rescue Building | \$830,000 |
| 940 | Facilities Reserve | <u>\$726,489</u> |
| | Total | \$3,247,489 |

Sources of funds for the foregoing appropriation are as follows:

Revenue:

| | |
|---|--------------------|
| Transfer from General Fund- 1999C Bond Proceeds | \$ 410,000 |
| 1999C Bond Proceeds-Fund Balance | <u>\$2,837,489</u> |
| Total | \$3,247,489 |

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 |
| Annette S. Perkins | | |
| Joe C. Stewart | | |
| C.P. Shorter | | |
| Larry N. Rush | | |
| Mary W. Biggs | | |

Capital Projects Fund - Schools: Reappropriation of Prior Year Balances

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

BE IT RESOLVED, That the School Construction Fund is renamed the School Capital Projects Fund.

BE IT FURTHER RESOLVED, That the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for fiscal year ending June 30, 2001 for the function and in the amount as follow:

| | | |
|-----|---------------------------------|-------------|
| 600 | Capital Projects Fund - Schools | \$4,099,892 |
|-----|---------------------------------|-------------|

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

| | | |
|------------------------|--|-------------|
| <u>Revenue Account</u> | | |
| 451204 | Capital Projects Fund - Schools 1999 B | |
| | Bond - Fund Balance | \$4,099,892 |

Said resolution renames the School Construction Fund and appropriates the available account balances for CIP projects to be transferred to the Capital Projects Fund.

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 |
| Joe C. Stewart | | |
| C.P. Shorter | | |
| Larry N. Rush | | |
| John A. Muffo | | |
| Mary W. Biggs | | |

Reappropriation in General Fund of Encumbrances for CIP Projects

On a motion by Larry N. Rush, seconded by C.P. Shorter 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, 2001, for the function and in the amount as follows:

| | | |
|-----|---|---------------------|
| 940 | <u>Transfer to County Capital Projects Fund</u> | |
| | Integrated Management Info System | \$401,258.80 |
| | Swimming Pool | \$ 78,125.50 |
| | County Administrative Facility | \$ 4,760.00 |
| | Elliston Recreational Park | \$ 15,794.30 |
| | Christiansburg Rescue Squad | \$ 8,046.25 |
| | Long Shop/McCoy Fire Department | \$ 2,750.00 |
| | Shawsville Rescue Squad | <u>\$184,866.00</u> |
| | Total | \$695,600.85 |

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

| | | |
|------------------------|-------------------------------------|--------------|
| <u>Revenue Account</u> | | |
| 451205 | Designated 1999C Bonds Fund Balance | \$695,600.85 |

Said resolution reappropriates monies supporting the balances of outstanding purchase orders for CIP.

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 |
| Annette S. Perkins | | |
| Joe C. Stewart | | |
| Larry N. Rush | | |
| John A. Muffo | | |
| Mary W. Biggs | | |

Transfer of Encumbrances from the General Fund for the Capital Projects Fund - County

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

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Capital Projects Fund was granted an appropriation for the fiscal year ending June 30, 2001, for the function and in the amount as follows:

| | | |
|-----|-----------------------------------|---------------------|
| 140 | Integrated Management Info System | \$401,258.80 |
| 700 | Swimming Pool | \$ 78,125.50 |
| 110 | County Administrative Facility | \$ 4,760.00 |
| 700 | Elliston Recreational Park | \$ 15,794.30 |
| 330 | Christiansburg Rescue Squad | \$ 8,046.25 |
| 330 | Long Shop/McCoy Fire Department | \$ 2,750.00 |
| 330 | Shawsville Rescue Squad | <u>\$184,866.00</u> |
| | Total | \$695,600.85 |

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

| <u>Revenue Account</u> | | |
|------------------------|----------------------------|--------------|
| 451205 | Transfer from General Fund | \$695,600.85 |
| | 1999C Bonds Fund Balance | |

Said resolution transfers the reappropriation of monies supporting the balances of outstanding purchase orders for CIP from the General Fund to the Capital Projects Fund - County.

The vote on the foregoing resolution was as follows:

| <u>AYE</u> | <u>NAY</u> | <u>ABSENT</u> |
|------------|------------|---------------|
|------------|------------|---------------|

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

Reappropriation in General Fund of CIP Project Balances

On a motion by C.P. Shorter, seconded by Larry N. Rush 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, 2001, for the function and in the amount as follows:

| | | |
|-----|---|------------------|
| 940 | <u>Transfer to Capital Projects Fund - County</u> | |
| | Animal Control Facilities | \$ 25,000 |
| | Consolidated Sites | \$ 321,967 |
| | Merrimac Greenbox Site Road | \$ 3,974 |
| | Elliston Bridge | \$ 22,036 |
| | County Administration Facility | \$ 671,157 |
| | Shawsville Branch Library | \$ 73,084 |
| | Miner's Park | \$ 72,896 |
| | Huckleberry Trail | \$ 3,089 |
| | Plum Creek Park | \$ 7,669 |
| | Swimming Pool | \$ 3,516 |
| | Elliston/Lafayette Recreational Park | \$ 87,640 |
| | Water System-Riner Elementary | \$ 41,483 |
| | Dump Truck- PSA | \$ 45,000 |
| | Integrated Management Info System | \$ 357,230 |
| | Christiansburg Fire Department | \$ 20,850 |
| | Blacksburg Fire Department | \$ 45,000 |
| | Long Shop/McCoy Rescue Squad | \$ 2,500 |
| | Elliston Fire Department | \$ 245,000 |
| | Riner Fire Department | \$ 28,086 |
| | Elliston/Lafayette Industrial Park | \$ 68,114 |
| | Falling Branch Industrial Park | \$ 507,901 |
| | Sheriff - Computer Upgrades | \$ 72,249 |
| | Copiers-Trigon School Proceeds | <u>\$ 39,516</u> |
| | Total | \$2,764,957 |

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

Revenue Accounts:

| | | |
|--------|-------------------------------------|--------------------|
| 451205 | Designated Fund Balance | \$ 576,015 |
| | Designated 1999C Bond -Fund Balance | <u>\$2,188,942</u> |
| | Total | \$2,764,957 |

Said resolution appropriates the available account balances for CIP projects to be transferred to the Capital Projects Fund. These balances exclude encumbrances.

The vote on the foregoing resolution was as follows:

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

Transfer of CIP Balances from General Fund to the Capital Projects Fund - County

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

BE IT RESOLVED, That the Capital Projects Fund is granted an appropriation for the fiscal year ending June 30, 2001, for the function and in the amount as follows:

| | | |
|-----|--------------------------------------|------------|
| 12 | <u>Capital Fund</u> | |
| 400 | Animal Control Facilities | \$ 25,000 |
| 400 | Consolidated Sites | \$ 321,967 |
| 400 | Merrimac Greenbox Site Road | \$ 3,974 |
| 400 | Elliston Bridge | \$ 22,036 |
| 110 | County Administration Facility | \$ 671,157 |
| 710 | Shawsville Branch Library | \$ 73,084 |
| 800 | Miner's Park | \$ 72,896 |
| 800 | Huckleberry Trail | \$ 3,089 |
| 700 | Plum Creek Park | \$ 7,669 |
| 700 | Swimming Pool | \$ 3,516 |
| 700 | Elliston/Lafayette Recreational Park | \$ 87,640 |
| 410 | Water System-Riner Elementary | \$ 41,483 |
| 410 | Dump Truck- PSA | \$ 45,000 |
| 140 | Integrated Management Info System | \$ 357,230 |
| 330 | Christiansburg Fire Department | \$ 20,850 |
| 330 | Blacksburg Fire Department | \$ 45,000 |

| | | |
|-----|------------------------------------|-------------|
| 330 | Long Shop/McCoy Rescue Squad | \$ 2,500 |
| 330 | Elliston Fire Department | \$ 245,000 |
| 330 | Riner Fire Department | \$ 28,086 |
| 810 | Elliston/Lafayette Industrial Park | \$ 68,114 |
| 810 | Falling Branch Industrial Park | \$ 507,901 |
| 310 | Sheriff - Computer Upgrades | \$ 72,249 |
| 600 | Copiers-Trigon School Proceeds | \$ 39,516 |
| | Total | \$2,764,957 |

Source of funds for the foregoing appropriation is as follows:

| | | |
|--------|----------------------------|-------------|
| 451205 | <u>Revenue:</u> | |
| | Transfer from General Fund | \$2,764,957 |

The vote on the foregoing resolution was as follows:

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

Fairview District Home - Transfer from General Contingencies

On a motion by Larry N. Rush, seconded by Joe C. Stewart and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer is hereby authorized as follows:

FROM

950 General Contingencies (\$24,301)

TO:

910 Other Agencies - Fairview District Home \$24,301

Said resolution transfers funds from General Contingencies to support the operation of the Fairview District Home.

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 |
| John A. Muffo | | |
| Annette S. Perkins | | |
| Larry N. Rush | | |
| Joe C. Stewart | | |
| Mary W. Biggs | | |

INTO WORK SESSION

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

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

1. Solid Waste Update
2. Peppers Ferry Regional Wastewater Treatment Authority Conveyance System

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 |
| Joe C. Stewart | | |
| C.P. Shorter | | |
| Larry N. Rush | | |
| John A. Muffo | | |
| Mary W. Biggs | | |

OUT OF WORK SESSION

On a motion by Larry N. Rush, seconded by Annette S. Perkins and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors hereby ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

| <u>AYE</u> | <u>NAY</u> | <u>ABSENT</u> |
|--------------------|------------|------------------|
| Joe C. Stewart | None | James D. Politis |
| Annette S. Perkins | | |

C.P. Shorter
Larry N. Rush
John A. Muffo
Mary W. Biggs

COUNTY ATTORNEY'S REPORT

Heslep Trailer Park The County Attorney received a call from Ms. Annie Heslep, owner of Heslep Trailer Park in Elliston, concerning the boundary line problems with her property. The Montgomery County and Roanoke County boundary cuts through the Heslep Trailer Park. There are fourteen (14) trailers located in Montgomery County and thirty (30) trailers located in Roanoke County. Ms. Heslep she would like for her entire property to be included in Montgomery County. The County Attorney explained that this issue was addressed in a letter to the Board on February 24, 2000 explaining the alternatives available. The Board requested that additional information be provided to them at their next meeting on July 24, 2000.

COUNTY ADMINISTRATOR'S REPORT

Economic Development Update Bob Isner, Economic Development Director, gave the Board a brief update on Economic Development in the County. He reported that ACT MicroDevices will be breaking ground at the Blacksburg Industrial Site in a couple of weeks with completion tentatively scheduled by the end of the year. ACT MicroDevices started out with 35 employees and hopes to hire approximately 250 people with the expansion.

The interchange at the Falling Branch Industrial Park is partially open and the access road has been paved and is open to the public. The Echo Star facilities is 30% complete, and scheduled to open by October, 2000. To date 700 people have been hired, and 500 have completed training. Echo Star is pleased with the workforce in Montgomery County.

Lot 6B in the Falling Branch Industrial Park was purchased by private investors and they are scheduled to break ground on a 20,000 square foot building in two weeks. Several local companies have already expressed interest in the building.

Mr. Isner also reported he has been working on two major prospects that are interested in sites in Montgomery County. One is a manufacturer of automotive components and is a \$7 to \$10 million project. The other is a large manufacturing plant who wants to expand in Virginia.

BOARD MEMBERS' REPORTS

Supervisor Perkins reported the Workforce Investment Act went into effect July 1, 2000 and Ronnie Martin is the Director.

Supervisor Muffo attended the Employee Service Awards Dinner held Friday, June 30, 2000. He said

that the dinner was for employees of 5, 10, 15, 20 and 25 years of service. The dinner was to express the County's gratitude to the employees for all their years of service to the County.

Supervisor Shorter suggested that a comprehensive plan be developed for telecommunication towers.

Chair Biggs reported she attended the Employee Service Awards Dinner along with Supervisor Muffo, and expressed her thanks to all the employees of Montgomery County. Chair Biggs also attended the New River Economic Development Alliance meeting held at Smith Mountain Lake.

Board of Supervisors Retreat The retreat has been scheduled for August 11th and August 12, 2000 at the Selu Conservatory owned by Radford University. Mr. Richard Smith will be the facilitator. Chair Biggs requested Board Members to forward to her any issues or questions they would like to discuss during this retreat.

Chair Biggs reported that the County Administrator will be attending the Christiansburg Town Council meeting on July 18, 2000. The Schools will present the new Christiansburg Middle School plans. Chair Biggs stated if any Board Member could attend; it would be appreciated.

Supervisor Stewart left the meeting at 10:00 p.m.

INTO CLOSED MEETING

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

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

Section 2.1-344(A) (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiation Strategy of the Public Body

1. Falling Branch

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 |
| C.P. Shorter | | Joe C. Stewart |
| Larry N. Rush | | |
| John A. Muffo | | |

OUT OF CLOSED MEETING

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

BE IT RESOLVED, That 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> |
|--------------------|------------|------------------|
| Annette S. Perkins | None | James D. Politis |
| C.P. Shorter | | Joe C. Stewart |
| Larry N. Rush | | |
| John A. Muffo | | |
| Mary W. Biggs | | |

CERTIFICATION OF CLOSED MEETING

On a motion by Annette S. Perkins, seconded by John A. Muffo 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 2.1-344.1 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

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

NAYS

None

ABSENT DURING VOTE

James D. Politis
Joe C. Stewart

ABSENT DURING MEETING

James D. Politis
Joe C. Stewart

ADJOURNMENT

On a motion by John A. Muff, seconded by C.P. Shorter and carried unanimously, the Board adjourned to Thursday, July 13, 2000 at 7:30 p.m. at the Virginia Tech Airport.

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 |
| C.P. Shorter | | Joe C. Stewart |
| Larry N. Rush | | |
| John A. Muffo | | |
| Mary W. Biggs | | |

The meeting adjourned at 10:30 p.m.