

AT A ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 22<sup>nd</sup> DAY OF NOVEMBER, 1999 AT 7:15 P.M. IN THE BOARD CHAMBERS, COUNTY COURTHOUSE, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Joseph V. Gorman, Jr.	-Chairman
	Mary W. Biggs	-Vice Chairman
	Ira D. Long	-Supervisors
	Annette S. Perkins	
	James D. Politis	
	Larry N. Rush	
	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
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary

### **CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

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

### **JOINT PUBLIC HEARING WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION**

The Proposed Six Year Plan for Improvement of the State Secondary Highway System in Montgomery County

**The Proposed Six Year Plan for Improvement of the State Secondary Highway System in Montgomery County** and establishment of priorities for the 2000-2001 budget year, pursuant to Section 33.1-70 of the Code of Virginia of 1950, as amended.

Dan Brugh, Resident Engineer for the Virginia Department of Transportation, gave a brief over view on the Proposed Six Year Plan. He also informed the citizens who attended the Public Hearing that they could report roads that need to be added to the Rural Addition Priority List.

Harlem Akers requested the Board of Supervisors and the Virginia Department of Transportation to add State Route 667, (Stanley Road), to the Six Year Road Plan. Mr. Akers stated that Stanley Road is in need of improvements.

Franklin Warner requested that the Board of Supervisors add Easy Street, off State Route 659, be added to the Rural Addition Priority List. Mr. Warner stated that Easy Street is not state maintained and needs to be completed.

Marty Childress requested that the Board of Supervisors add Regency Road to the Rural Addition Priority List. Mr. Childress stated this road was abandoned and would like for it to be added to the list to be state maintained.

Scott Johnson requested that Nature Way Road be added to the Rural Addition Priority List. Mr. Johnson stated the road needs to be completed.

Robert Apar requested that Green Hill Lane be added to the Rural Addition Priority List. Mr. Apar stated the road currently is not state maintained and would like for it to be added to the secondary system

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of state highways.

Bernard Ross requested that the remainder of Yellow Sulphur Road be paved. Mr. Ross stated that some type of road improvement is needed on the unpaved portion if the paving is not completed soon.

Joseph Dungan requested Archway Lane off State Route 114 be added to the Rural Addition Priority List. Mr. Dungan distributed a petition to the Board members from citizens requesting the addition of Archway Lane to the Rural Addition list. He stated that Archway Lane is in need of repair after the sewer line was placed in the middle of the road and the road was not repaired back to safe conditions.

Charlie Bowles requested that Camp Cary Brook Road and Meadow Creek Road be added to the Six Year Road Plan. Mr. Bowles stated that guardrails needs to be added along Camp Cary Brook Road and a ditching program needs to be started. He said the road should have a regular schedule of ditching and graveling the road. Mr. Bowles stated that Meadow Creek Road has a one lane bridge and is very narrow.

Jimmy Lytton spoke in opposition of adding Archway Lane onto the Rural Addition Priority List. Mr. Lytton stated that the road should have been repaired after the sewer line was put in and the residents should not have to donate their land to VDOT as rights-of-way in order for the road to be state maintained.

There being no further speakers, the Joint Public Hearing was closed.

### **PUBLIC ADDRESS SESSION**

Debby Reed requested the Board of Supervisors to allocate funding for new playground equipment at the Elliston/Lafayette Elementary School. Ms. Reed stated that the playground equipment was old and unsafe. She presented a petition to the Board requesting new equipment. Ms. Reed said she also plans to speak to the School Board about purchasing new playground equipment.

Larry Martin spoke on the revised zoning ordinance. Mr. Martin requested that the Board refer the zoning ordinance back to the Planning Commission for further review. He said the citizens of Montgomery County had no idea which draft the Board was going to consider on the agenda tonight, and if changes were to be made the citizens needed to have time to review them.

Bryan Rice spoke in opposition to the revised zoning ordinance and the sliding scale. Mr. Rice stated that the sliding scale needs further review. He said the example of the sliding scale as featured in the Roanoke Times was not accurate and could not be compared to Montgomery County's proposed zoning ordinance. Mr. Rice requested the Board to review the revised zoning ordinance further.

Bruce Stanger spoke in the opposition to the revised zoning ordinance. He said that the revised zoning ordinance as proposed needs further revisions. He requested that the Board table the ordinance and refer it back to the Planning Commission for at least another year.

Rick Whitney expressed his concerns on the revised zoning ordinance. Mr. Whitney stated he had concerns with the sliding scale and the effect it will have on the agricultural land and the farmers.

Lloyd Phillips addressed the Board concerning the revised zoning ordinance. Mr. Phillips stated he attended the meeting held in Riner and thought the meeting was very productive. He requested the Board to table the revised zoning ordinance until the farmers have a chance to review the changes recommended by the Board.

There being no further speakers, the Public Address Session was closed.

### **CONSENT AGENDA**

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously, the Consent

Agenda dated November 22, 1999 was approved. The vote was as follows:

<u>AYE</u>	<u>NAY</u>
Ira D. Long	None
James D. Politis	
Joe C. Stewart	
Annette S. Perkins	
Mary W. Biggs	
Larry N. Rush	
Joseph V. Gorman, Jr.	

### Approval of Minutes

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously, the minutes dated October 25, 1999 were approved.

### Schedule Public Hearings

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County hereby schedules a public hearing on Monday, December, 13 1999 at 7:15 p.m. in Courtroom B, County Courthouse, Christiansburg, Virginia to hear citizens comments on the following:

1. Rezoning Request  
**Greg Duncan** request to rezone .542 acre; Tax Parcel No. 119A-A-65A from A-1 (Agriculture) to GB (General Business). Property is located at 1846 Union Valley Road, in the Riner Magisterial District. The Comprehensive Plan designates this area as rural expansion.
2. Rezoning and Special Use Permit Request  
**Bernard L. Ross and Victoria J. Taylor** request to rezone 52.41 acres; Tax Parcel No. 67-A-199D from A-1 (Agriculture) to PUD-RES (Planned Unit Development-Residential) with a Special Use Permit to allow overnight lodging facilities, restaurant, retail sales, and spa. Property is located at 3141 Yellow Sulphur Road, in the Shawsville Magisterial District. The Mid County Growth Area Plan designates this area for planned development.

### Social Services- Appropriation

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2000 for the function and in the amount as follows:

540	Social Services	\$14,847
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
424102	Public Assistance	\$14,847

Said resolution appropriates funds for the Energy Assistance Program.

**Parks & Recreation Commission - American Electric Power Donated Land**

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby authorizes and directs the Parks and Recreation Commission to conduct community meetings in the Shelor Lane/Crestwood Drive area for public discussion and citizen input for potential recreational facilities on the 12.378 acre parcel donated to Montgomery County by American Electric Power, located on Shelor Lane, and make a recommendation to the Board of Supervisors.

FURTHER, BE IT RESOLVED, That the Montgomery County Board of Supervisors desires that the Town of Blacksburg’s Recreation Advisory Board be invited to participate jointly in these meetings.

**Employee Holidays - Christmas and New Years**

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That the Montgomery County Board of Supervisors hereby declares the Christmas Holiday to begin at 12:00 noon on Thursday, December 23<sup>rd</sup> and to include the regularly scheduled day of December 24, 1999.

BE IT FURTHER RESOLVED, That the New Year’s Holiday will include Friday, December 31<sup>st</sup> and Monday, January 3<sup>rd</sup>.

**INTO JOINT WORK SESSION WITH PLANNING COMMISSION**

On a motion by Mary W. Biggs, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors hereby enters into a Joint Work Session with the Planning Commission for the purpose of discussing the following:

**Revised Zoning Ordinance**

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
James D. Politis	None
Joe C. Stewart	
Annette S. Perkins	
Mary W. Biggs	
Larry N. Rush	
Ira D. Long	
Joseph V. Gorman, Jr.	

The members of the Planning Commission had not yet arrived for the joint work session, therefore the

Board agreed to hold the joint work session after the regular session.

**OUT OF JOINT WORK SESSION**

On a motion by Mary W. Biggs, seconded by Ira D. Long and carried unanimously,

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

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Joe C. Stewart	None
Annette S. Perkins	
Mary W. Biggs	
Larry N. Rush	
Ira D. Long	
James D. Politis	
Joseph V. Gorman, Jr.	

**OLD BUSINESS**

**Revised Zoning Ordinance**

On a motion by James D. Politis, seconded by Ira D. Long and carried unanimously, the Board of Supervisors agreed to defer action on the Revised Zoning Ordinance until after the joint work session with the Planning Commission on the advice of the County Attorney.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
Mary W. Biggs	
Larry N. Rush	
Ira D. Long	
James D. Politis	
Joe C. Stewart	
Joseph V. Gorman, Jr.	

**NEW BUSINESS**

**Special Use Permit-American Electric Power Company**

On a motion Ira D. Long, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the American Electric Power Company (Agent: United Acquisition Service) request for a Special Use Permit to allow a Telecommunication Facility on 0.83 acre; Tax Parcel No. 105-A-71 located on the north side of Interstate-81, approximately 3 miles west of Christiansburg, is hereby **Deferred** at the request of the applicant, pending additional information.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Mary W. Biggs	None
Larry N. Rush	
Ira D. Long	
Annette S. Perkins	
Joe C. Stewart	
James D. Politis	
Joseph V. Gorman, Jr.	

**Juvenile & Domestic Relations Court - Transfer from General Contingencies**

On a motion by Larry N. Rush, seconded by Mary W. Biggs 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 (\$1,204)

**TO:**

230 Juvenile and Domestic Relations Court Clerk \$1,204

Said resolution transfers funds from General Contingencies to cover the cost of a credit card machine and printer, filing shelves, and a micro cassette transcriber for the Juvenile and Domestic Relations Court Clerk.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Larry N. Rush	None
Ira D. Long	
Annette S. Perkins	
Joe C. Stewart	
James D. Politis	
Mary W. Biggs	
Joseph V. Gorman, Jr.	

**Agreement-Montgomery County and the Public Service Authority**

On a motion by Larry N. Rush, seconded by James D. Politis and carried unanimously, a substitute resolution was offered as follows:

WHEREAS, As an economic development incentive for Rowe Furniture Company agreeing to locate their new manufacturing facility within the County of Montgomery, the County has agreed to make water and sewer service available to the site where Rowe Furniture Company is constructing their new manufacturing facility; and

WHEREAS, In order to secure the necessary public water and sewer service to the Rowe Manufacturing facility, the County is responsible to pay the applicable availability fee based on a 2" meter of \$36,000.00 to the Montgomery County Public Service Authority (PSA); and

WHEREAS, Since the County has already paid for the cost of the meter and the cost for connecting the water and sewer to the Rowe Manufacturing facility, the County desires to have the PSA

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waive the applicable connection fee of \$5,000.00; and

WHEREAS, In order to secure the necessary public water and sewer service to the new Eastern Montgomery High School Site, the County is responsible to pay the applicable availability fee based on a 2" meter of \$36,000.00 to the PSA; and

WHEREAS, The County desires to have the PSA waive the applicable connection fee of \$5,000.00 if the meter cost and connection cost is paid by the County through the construction of the new high school.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia, hereby authorizes and directs the County Administrator to pay the PSA the \$36,000.00 availability fee for water and sewer service to the Rowe Manufacturing facility and the \$36,000.00 availability fee for water and sewer service to the new Eastern Montgomery High School and to notify Rowe Furniture Company and the Montgomery County School Board that they will need to sign user agreements with the PSA before water and sewer service may commence.

BE IT FURTHER RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia, hereby requests the Public Service Authority of Montgomery County to waive the \$5,000.00 connection fee for the Rowe Manufacturing site water and sewer connection since the meter and connection costs were paid by the County and to waive the \$5,000.00 connection fee for the Eastern Montgomery High School water and sewer connection if the cost of the meter and connection are paid by the County and/or the School Board through the construction of the facility.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
Joe C. Stewart	
James D. Politis	
Mary W. Biggs	
Larry N. Rush	
Ira D. Long	
Joseph V. Gorman, Jr.	

Supervisor Perkins stated for the record she voted aye under protest.

Supervisor Biggs stated for the record she voted aye under protest and would like more time to review resolutions of this nature in the future.

### **Temporarily Amend Montgomery County's Finance and Taxation Ordinance**

On a motion by Ira D. Long, seconded by Larry N Rush and carried unanimously,

**1999-10**  
**AN EMERGENCY ORDINANCE TEMPORARILY**  
**AMENDING CHAPTER 2, ARTICLE 2, ENTITLED**  
**FINANCE AND TAXATION, SECTION 2-32 AND 2-33 OF THE**  
**CODE OF THE COUNTY OF MONTGOMERY, VIRGINIA**  
**IN ORDER TO ESTABLISH A NEW DUE DATE FOR**  
**THE 1999 PERSONAL PROPERTY TAXES AND**  
**THE 1999B REAL ESTATE TAXES**

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, by this emergency ordinance that Chapter 2, Article 2, Section 2-32 and 2-33 of the Code of Montgomery

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County, Virginia be temporarily amended and reordained as follows:

1. All 1999 taxes or levies on tangible personal property in the County due and payable on December 5, 1999 shall be due and payable to the Treasurer of the County on or before January 17, 2000.
2. All 1999B taxes or levies on real estate in the County due and payable on December 5, 1999 shall be due and payable to the Treasurer of the County on or before January 17, 2000.
3. Penalty on delinquent taxes is hereby imposed not exceeding 10% of the tax past due on such property, however, in no case shall the penalty exceed the amount of the tax due. Penalty shall commence on January 18, 2000 for the 1999 personal property taxes and 1999B real estate taxes.
4. Interest on delinquent taxes is hereby imposed at a maximum rate authorized by state law and will commence on the February 1, 2000 and not January 1, 2000 for the 1999 personal property taxes and 1999B real estate taxes.
5. This Emergency Ordinance shall only apply for the 1999 personal property taxes or levies and the 1999B real estate taxes or levies. Sections 2-32 and 2-33 of the Montgomery County Code, as enacted before the passage of this Emergency Ordinance, shall once again apply to all tangible personal property taxes or levies and real estate taxes or levies starting with the year 2000 assessments. All taxes or levies on tangible personal property in the County shall be due and payable during the year for which the same are assessed on or before December 5 of such year and that all taxes or levies on real estate in the County shall be due and payable during the year for which the same are assessed in two (2) approximately equal installments as follows: one-half on or before June 5th and one-half on or before December 5th of such year, and interest on delinquent taxes shall be imposed at the maximum rate authorized by State law.
6. This Emergency Ordinance shall be enforceable for sixty (60) days from its enactment unless readopted in conformity with the provisions of the Code of Virginia.

ADOPTED by the Board of Supervisors of the County of Montgomery, Virginia, this 22<sup>nd</sup> day of November, 1999.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>
Ira D. Long	None
Annette S. Perkins	
Joe C. Stewart	
James D. Politis	
Mary W. Biggs	
Larry N. Rush	
Joseph V. Gorman, Jr.	

#### **Resolution of Appreciation - Ira D. Long**

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously,

**WHEREAS, Ira D. Long** has faithfully and conscientiously served as a member of the Board of Supervisors of Montgomery County since 1984; and

**WHEREAS, Ira D. Long** has served as Vice Chairman of the Board in 1988 and 1996 and as Chairman of the Board in 1992 and 1993; and

**WHEREAS, Ira D. Long** has served on the Montgomery County Public Service Authority since

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June, 1984; and

**WHEREAS, Ira D. Long** served as the Chairman of the Montgomery County Public Service Authority from 1988-1992 and from 1994-1999; and

**WHEREAS, Ira D. Long** contributed his efforts toward the successful referendum for a new Health and Human Services Building and renovation of the Blacksburg Branch Library; and

**WHEREAS, Ira D. Long** contributed his efforts toward the successful completion of Falling Branch Elementary, Kipps Elementary, and Riner Elementary; renovation of the Auburn Middle School; and the construction of Eastern Montgomery High School; and

**WHEREAS, Ira D. Long** contributed his efforts toward the successful completion of the Riner Fire Station and the Sub Fire Station at Price's Fork Road in Blacksburg; and

**WHEREAS, Ira D. Long** contributed his efforts toward the successful completion of the Montgomery-Floyd Regional Library in Christiansburg; and

**WHEREAS, Ira D. Long** undertook supportive efforts toward the completion of the Huckleberry Trail; and

**WHEREAS, Ira D. Long** has been an active participant of the Virginia Association of Counties (VACo) and served on a number of VACo committees, including the Nominating Committee and the Transportation Committee; and

**WHEREAS, Ira D. Long** has served on the Collection and Recycling Committee since its creation in 1990 as the Greenbox Committee and served as its Chairman 1990-1999; and

**WHEREAS, Ira D. Long** has served on the Falling Branch Advisory Committee, Planning Commission, PATH Committee, CIP Committee, Economic Development Commission, New River Valley Planning District Commission, Town/County Liaison Committee, New River-Highlands Resource Conservation and Development Council (RC&D), and Liaison to the Montgomery-Floyd Regional Library Board.

**NOW, THEREFORE, BE IT RESOLVED**, That the Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **Ira D. Long**.

**BE IT FURTHER RESOLVED**, The original of this resolution be presented to **Ira D. Long** and that a copy be 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>ABSTAIN</u>
James D. Politis	None	Ira D. Long
Joe C. Stewart		
Mary W. Biggs		
Larry N. Rush		
Annette S. Perkins		
Joseph V. Gorman, Jr.		

**Resolution of Appreciation- Joseph V. Gorman, Jr.**

On a motion by Mary W. Biggs, seconded by Joe C. Stewart and carried unanimously,

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**WHEREAS, Joseph V. Gorman, Jr.** has faithfully and conscientiously served as a member of the Board of Supervisors of Montgomery County since 1992; and

**WHEREAS, Joseph V. Gorman, Jr.** has served as Chairman in 1997, 1998 and 1999; and

**WHEREAS, Joseph V. Gorman, Jr.** was instrumental in the creation and incorporation of the Montgomery Regional Solid Waste Authority in 1994, and has served as a member of the Authority since its creation; and

**WHEREAS, Joseph V. Gorman, Jr.** has served as a member of the Montgomery County Public Service Authority since January, 1995; and

**WHEREAS, Joseph V. Gorman, Jr.,** representing Montgomery County, served on a committee with the City of Radford to prepare and obtain referendum approval of the Route 177 Corridor Agreement concerning revenue sharing, utilities and zoning aspects in the Route 177 Corridor; and

**WHEREAS, Joseph V. Gorman, Jr.** contributed his efforts toward the successful referendum for a new Health and Human Services Building and renovation of the Blacksburg Branch Library; and

**WHEREAS, Joseph V. Gorman, Jr.** contributed his efforts toward the successful completion of Falling Branch Elementary, Kipps Elementary, and Riner Elementary; renovation of the Auburn Middle School and the construction of Eastern Montgomery High School; and

**WHEREAS, Joseph V. Gorman, Jr.** undertook supportive efforts toward the completion of the Huckleberry Trail; and

**WHEREAS, Joseph V. Gorman, Jr.** has participated in negotiating various Water and Sewer Agreements with the City of Radford, Towns of Blacksburg and Christiansburg and the Peppers Ferry Wastewater Treatment Authority; and

**WHEREAS, Joseph V. Gorman, Jr.** has served on the New River-Highlands Resource Conservation and Development Council since 1992, and in 1998 was presented the Outstanding Council Member Award for his dedication, cooperation and assistance; and

**WHEREAS, Joseph V. Gorman, Jr.** has been an active participant of the Virginia Association of Counties (VACo) and served on a number of VACo committees, including the Environment and Agriculture Committee; and

**WHEREAS, Joseph V. Gorman, Jr.** has represented Montgomery County on Virginia's First Industrial Facility Authority, Planning District Commission, Human Services Commission, Solid Waste Management and Recycling Committee, Emergency Services, Transportation Safety Commission, Montgomery-Floyd Regional Library Board, Blacksburg Area Library Building Committee, Blacksburg Municipal Design Complex Committee, and the Shawsville Branch Library Building Committee.

**NOW, THEREFORE, BE IT RESOLVED,** That the Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **Joseph V. Gorman, Jr.**

**BE IT FURTHER RESOLVED,** The original of this resolution be presented to **Joseph V. Gorman, Jr.** and that a copy be a part of the official minutes of Montgomery County.

The vote on the foregoing motion was as follows:

AYE

NAY

ABSTAIN

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Joe C. Stewart None                      Joseph V. Gorman, Jr.  
Mary W. Biggs  
Larry N. Rush  
Annette S. Perkins  
Ira D. Long  
James D. Politis

**INTO WORK SESSION**

On a motion by James D. Politis, seconded by Ira D. Long and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors hereby enters into a Joint Work Session with the Planning Commission for the purpose of discussing the following:

**Revised Zoning Ordinance**

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Ira D. Long	None
Larry N. Rush	
Mary W. Biggs	
Annette S. Perkins	
Joe C. Stewart	
James D. Politis	
Joseph V. Gorman, Jr.	

The following members of the Planning Commission were present:

Malvin Wells  
Joe Draper  
Kathryn Brennan  
Richard Daub  
Charlie Elgin  
Michael Ewing  
Don Linkous  
Jim Martin  
Harry Neuman

**OUT OF WORK SESSION**

On a motion by Larry N. Rush, seconded by Mary W. Biggs and carried unanimously,

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

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
James D. Politis	None
Ira D. Long	
Larry N. Rush	
Mary W. Biggs	
Annette S. Perkins	

Joe C. Stewart  
Joseph V. Gorman, Jr.

## **OLD BUSINESS**

### **Revised Zoning Ordinance**

On a motion by Larry N. Rush, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby **DEFERS** action on the Revised Zoning Ordinance to the December 13, 1999 Board meeting pending the incorporation of changes made to the revised zoning ordinance at the Board's November 22, 1999 meeting.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Mary W. Biggs	None
Annette S. Perkins	
Larry N. Rush	
Ira D. Long	
Joe C. Stewart	
James D. Politis	
Joseph V. Gorman, Jr.	

## **COUNTY ADMINISTRATOR'S REPORT**

Y2K Update- The Assistant County Administrator briefed the Board on the progress of the Y2K in the County. The Core Financials system has been installed and is operational. Updates and training in the Commissioner of Revenue's Office and Treasurer's Office is underway. Both offices will be trained in January on the new State Income Tax program. The new Dog Tag program will not be delivered this year, therefore the Treasurer's Office will sell dog tags the same as previous years.

Shelor Automotive Group - The County Administrator stated he received a letter of appreciation from Shelor Automotive Group on the County's effort to work with Shelor regarding the Merchants Capital Tax.

## **BOARD MEMBERS' REPORTS**

Supervisor Stewart asked that the County Administrator explain further the process for obtaining dog tags. The County Administrator explained that a new computer program was to have been installed and operational before the sale of dog tags this year. Due to delays, the program will not be installed until some time in the year 2000. The Treasurer's Office in the meantime will handle the sale of dog tags like previous years.

Supervisor Perkins attended the Economic Development Commission meeting. Supervisor Perkins reported that Prestar Packaging has moved into their new facility at the Falling Branch Industrial Park and the Foreign Trade Zone will be opening soon at the New River Valley Airport. Copies of the November Activity Report will be provided to the Board members in the County Administrator's Friday Report.

Supervisor Biggs attended the School Board meeting. The School Board will be holding a public hearing on the upcoming budget process on November 30, 1999. She also attended the Planning Commission meeting held on November 17, 1999.

## **INTO CLOSED MEETING**

On a motion by Mary W. Biggs, seconded by Annette S. Perkins 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)                      (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. Blacksburg Industrial Park

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Larry N. Rush	None
Ira D. Long	
James D. Politis	
Joe C. Stewart	
Annette S. Perkins	
Mary W. Biggs	
Joseph V. Gorman, Jr.	

**OUT OF CLOSED MEETING**

On a motion by Ira D. Long, seconded by Joe C. Stewart 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>
Larry N. Rush	None
Ira D. Long	
James D. Politis	
Joe C. Stewart	
Annette S. Perkins	
Mary W. Biggs	
Joseph V. Gorman, Jr.	

**CERTIFICATION OF CLOSED MEETING**

On a motion by Mary W. Biggs, seconded by Ira D. Long 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

Larry N. Rush  
Ira D. Long  
James D. Politis  
Joe C. Stewart  
Annette S. Perkins  
Mary W. Biggs  
Joseph V. Gorman, Jr.

NAYS

None

ABSENT DURING VOTE

None

ABSENT DURING MEETING

None

**OTHER BUSINESS**

Chairman Gorman thanked the Board members for their consideration and input on the revised zoning ordinance at the Joint Work Session with the Planning Commission earlier tonight.

**ADJOURNMENT**

On a motion by Joe C. Stewart, seconded by Ira D. Long and carried unanimously, the Board adjourned to Monday, December 13, 1999 at 7:15 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Larry N. Rush	None
Ira D. Long	
James D. Politis	
Joe C. Stewart	
Annette S. Perkins	
Mary W. Biggs	
Joseph V. Gorman, Jr.	

The meeting adjourned at 10:35 p.m.

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ATTEST: \_\_\_\_\_

CHAIRMAN COUNTY ADMINISTRATOR