

The regular meeting of the Botetourt County Board of Supervisors was held on Tuesday, July 28, 2020, at the Greenfield Education and Training Center in Daleville, Virginia, beginning at 2:00 P. M.

PRESENT: Members: Mr. Billy W. Martin, Sr., Chairman  
Dr. Donald M. Scothorn, Vice-Chairman  
Mr. Steve Clinton  
Mr. I. Ray Sloan  
Dr. Richard G. Bailey

ABSENT: Members: None

Others present at the meeting:

Mr. Mark Popovich, County Attorney  
Mr. David Moorman, Deputy County Administrator  
Mr. Gary Larrowe, County Administrator

The Chairman called the meeting to order at 12:35 P. M.

On motion by Mr. Sloan, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board went into Closed Session pursuant to the Code of Virginia, 1950, as amended, to discuss the following: Section 2.2-3711.A. 3, Acquisition or disposition of real property for economic development purposes where discussion in open session would adversely affect the County's bargaining position or negotiating strategy namely concerning the Blue Ridge (Jack Smith Park) and Amsterdam (Greenfield) districts; and Section 2.2-3711.A. 5, Discussion on prospective businesses or industries or the expansion of existing businesses or industries where no previous announcement has been made of their interest in locating or expanding facilities in the community in the Amsterdam (Greenfield), Buchanan, and Valley Districts. (Resolution Number 20-07-01)

AYES: Mr. Martin, Dr. Scothorn, Dr. Bailey, Mr. Sloan, Mr. Clinton

NAYS: None

ABSENT: None

ABSTAINING: None

The Chairman called the meeting back to order at 2:00 P. M.

On motion by Mr. Martin, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board returned to regular session from Closed Session and adopted the following resolution by roll-call vote. (Resolution Number 20-07-02)

AYES: Mr. Sloan, Mr. Clinton, Dr. Scothorn, Dr. Bailey, Mr. Martin

NAYS: None

ABSENT: None

ABSTAINING: None

**BE IT RESOLVED**, that to the best of the Board members' knowledge only public business matters lawfully exempt from open meeting requirements and only such matters as were identified in the motion to go into Closed Session were heard, discussed or considered during the Closed Session.

Mr. Martin welcomed those present at the meeting.

Dr. Scothorn led the group in reciting the pledge of allegiance.

Mr. Martin then asked for a moment of silence.

Mr. Martin then opened the public comment period.

Mr. Liniel Gregory of Daleville then spoke regarding the confederate monument located at the Circuit Courthouse in Fincastle. Mr. Gregory stated that monuments of this type are important to history and we learn from history; however, there are some items of history we may

not agree with. He noted that these monuments are pieces of art and they are public property and, if it is the will of the citizens that they be removed, then so be it.

Mr. Gregory stated that earlier this summer the Governor signed legislation to give local governments three options regarding confederate monuments: do nothing, remove the monuments, or let the citizens vote on whether to remove them. He noted that the Circuit Courthouse monument falls into a list of all veterans monuments under several wars listed in State Code Section 15.2-1812 which includes the French and Indian War, the Revolutionary War, War of 1812, World War I, World War II, Koreans, Desert Storm, War on Terrorism, etc.

Mr. Gregory stated that it is time for us to stand up, speak up and be counted in this important and emotional matter.

The Board thanked Mr. Gregory for his comments.

Mr. Bill Bynum of Roanoke then thanked the Board for their consideration of the Greenfield Meadows request scheduled for later today. Mr. Bynum noted that he and those involved in this project look forward to working with the County on this development so that the working-class people of Botetourt County have a place to live. He noted that their project will include quality housing--both single family and multi-family—at a reasonable price, along with commercial/retail uses.

Mr. Bynum stated that they are very excited about this opportunity and have conducted extensive studies on various aspects of the project. He noted that they think that the Greenfield Meadows project will be a model for housing in the County.

Mr. Stevie Lovell of Cloverdale stated that he had three issues to speak to the Board about: a three year proposal to reduce County taxes by 30%, an apology for former School Superintendent Lisa Chen for the treatment she received in Botetourt County, and controlled growth in the County.

Mr. Lovell stated that trailers and manufacturing housing are “taboo” in the County. He stated that “we cannot all live in a prescriptive neighborhood.” Mr. Lovell stated that there needs to be real estate and homes in the County that people can actually afford.

Mr. Lovell also stated that he apologized to former Superintendent Lisa Chen for how she was treated by the County.

Mr. Husain Alam of Scarlet Drive in Daleville stated that he is a partner/architect on the Greenfield Meadows project. He stated that today’s request is to allow an amendment to the Comprehensive Plan for a portion of this property to be developed for medium-density residential purposes. Mr. Alam stated that a portion of the Etzler Road property is shown on the Comp Plan as medium density residential and another section is identified as low density/rural. He noted that their request is to amend the Comp Plan to change the low-density portion to medium density so that they can submit a rezoning request to develop affordable housing options (\$250,000 - \$275,000) in the County.

Mr. Alam stated that several different development options were considered for this property in order to fill the community’s need for housing. He stated that they have not determined a set housing density for this project and are looking for guidance from the community, citizens, and the Board. Mr. Alam stated that the project will be developed based on community and market needs.

He noted that many people who currently work in the County live in Roanoke which causes commuter-traffic related issues on Route 220 from Greenfield to I-81.

After discussion, Mr. Alam stated that they have also been in contact with the Western Virginia Water Authority and Roanoke Gas Company on the extension of water, sewer, and

natural gas service to this property. He noted that these utility companies support this growth opportunity in the County. He stated that they have also provided a traffic impact analysis (TIA) to VDoT. He noted that the Route 220/779 intersection was widened last year to accommodate traffic associated with the new Sheetz store. Mr. Alam stated that VDoT, after reviewing the TIA, has determined that approximately 700 new residential units could be constructed without necessitating any further improvements at that intersection.

Mr. Alam stated that their goal is to create good quality community housing to support the working community of Botetourt County and good quality construction that he and the County can be proud of.

Mr. Martin thanked these citizens for their comments.

Mr. Martin then asked that Mr. Steve Vaughn come to the podium.

He noted that earlier this year, Mr. Vaughn was appointed to the County's Electoral Board and, therefore, had to resign as the Fincastle District representative on the Board of Zoning Appeals.

Mr. Martin stated that Mr. Vaughn's nametag had been framed for presentation to him today. Dr. Scothorn presented Mr. Vaughn with his nametag and thanked him for his service to the County.

Mr. Martin then read the following proclamation which had also been framed for presentation:

**WHEREAS**, the Botetourt County Board of Zoning Appeals is tasked with considering variances and landowner appeals of zoning decisions made by the Director of Community Development; and,

**WHEREAS**, the Board of Zoning Appeals has benefited from the good judgment of Mr. P. Stephen Vaughn, who represented the Fincastle District from April 1, 2008 until January 6, 2020; and,

**WHEREAS**, Mr. Vaughn has provided insight to the Board of Zoning Appeals' decisions, while applying the policies and practices of planning law, and his knowledge and experience will be greatly missed; and,

**WHEREAS**, Mr. Vaughn has greatly contributed to his community in many capacities through his talents and energy, in addition to serving on the Board of Zoning Appeals, which has assisted Botetourt County as it continues to experience periods of change and growth; and,

**WHEREAS**, Mr. Vaughn has demonstrated uncommon devotion to Botetourt County and its people and his passion and sincere dedication to continue community service will take a new shape with his recent appointment to the Botetourt County Electoral Board;

**NOW, THEREFORE BE IT RESOLVED**, that the Botetourt County Board of Supervisors, hereby expresses its individual and collective gratitude and respect for the 12 years of service given by Mr. P. Stephen Vaughn to the citizens of Botetourt County through his service on the Botetourt County Board of Zoning Appeals.

Mr. Vaughn thanked the Board for this recognition.

Chief of Fire and EMS Jason Ferguson then introduced Dr. Emma Jefferies to the Board. Dr. Jefferies stated that she is a large animal vet and was involved in a crash with two tractor trailers on I-81 approximately 6 weeks ago. Dr. Jefferies stated that she is present today to thank the County's Fire and EMS staff for their actions which saved her life. She stated that the County has a compassionate first response staff and she appreciates all that they did for her on that day.

Mr. Sloan thanked Dr. Jefferies for her comments and stated that he is glad that she is recuperating well.

Dr. Jefferies stated that it was a pleasure and thanked the Board for allowing her to speak.

Chief Ferguson stated that Dr. Jefferies was trapped in her vehicle for 1 hour and 17 minutes. He noted that those Fire/EMS staff members standing at the rear of the meeting room today participated in this rescue call. Chief Ferguson noted that career and volunteer staff from Buchanan, Troutville, Botetourt County, and a Roanoke County ambulance crew from the Read Mountain Fire Station responded to this incident. He also noted that two emergency doctors, Dr. Carol Bernier and Dr. Mike Green, were on site during Dr. Jefferies' extraction from her vehicle to assist with stabilizing and treating her at the scene.

Chief Ferguson stated that Sheriff's Department dispatcher Ava Gilliam was also present at today's meeting and was involved in the coordination of radio communications dispatch of crews to this incident. He thanked all the personnel involved in responding to this emergency situation.

Chief Ferguson then stated that, since her recovery, he has also recently talked to Dr. Jefferies about her future involvement in the County's emergency services responses to large animal rescues.

Mr. Martin thanked everyone involved for their excellent work during Dr. Jefferies' rescue.

Chief Jason Ferguson then introduced six recent Botetourt County graduates of the Fire Academy—Billy Ferguson, Nathan Newville, Joseph Mackie, Ben Meadows, Nathan Shields, and Hunter Smith. He noted that these individuals have been in training at the Academy since January 1, 2020. Chief Ferguson then introduced each individual and provided some personal information on each.

He noted that each new staff member has received hundreds of hours of training and have been participating in heavy tactical rescue work for the last two weeks.

Mr. Martin congratulated them for graduating from the Fire Academy and welcomed them to Botetourt County. Mr. Martin noted that he looks forward to having them employed by the County for many years. He encouraged them to be careful in responding to calls and stated that the County appreciates their work and dedication.

Discussion was then held on various consent agenda items.

Mr. Clinton stated that he has some questions about the item pertaining to the deed to transfer the remaining Greenfield property to the Economic Development Authority. Mr. Clinton stated that he has no problem with the overall action; however, there are areas of intense archaeological significance on the section of Greenfield between the Recreation Park and the Education and Training Center. He noted that these areas may not have been exactly located in previous archaeological digs.

Mr. Clinton stated that he does not think that these sites are in jeopardy with this action; however, he has concerns about future development/construction on this portion of the property.

Mr. Mark Popovich, County Attorney, stated that the County could conduct an archaeological survey to analyze what historical artifacts may be located on the property and if the County wishes to preserve those items, action such as a conservation easement or some other designation can be created in the future for these areas.

Mr. Clinton stated that an archaeological survey was previously conducted on this area and he does not believe that any artifacts would be located in a future construction/development area but he cannot prove it.

Mr. Popovich stated that the deed’s language can be revised to reference the historical areas as noted in the archaeological surveys previously performed and suggested that the Board approve the deed with such revisions as discussed regarding these potential historical/archaeological sites.

Mr. Clinton stated that he is agreeable to that suggestion.

After questioning by Dr. Scothorn, Mr. Popovich stated that the deed’s revised wording can be provided to the Board for their review if they wish.

Mr. Clinton stated that he is agreeable to taking the County Attorney’s suggested deed revisions regarding the historical/archaeological areas on the Greenfield property “on faith.”

There being no further discussion, on motion by Dr. Scothorn, seconded by Mr. Clinton, and carried by the following recorded vote, the Board approved the following consent agenda items: (Resolution Number 20-07-03)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Approval of minutes of the regular meeting held on June 23, 2020;

Approval of deed to transfer the remaining undeveloped Botetourt Center at Greenfield property to the EDA, with revisions as discussed pertaining to the property’s historical/archaeological areas, and authorized the County Administrator to sign the document on the Board’s behalf;

Approval of professional services contracts for on-call engineering, architectural, and surveying firms as submitted;

Approval of the following proclamation regarding the extension of Botetourt County Sestercentennial celebrations into 2021:

**WHEREAS**, 2020 is the 250<sup>th</sup> Anniversary of Botetourt County; and,

**WHEREAS**, the Botetourt County Board of Supervisors proclaimed the year 2020 as the Sestercentennial of the County; and,

**WHEREAS**, the Board of Supervisors appointed four co-chairs to the Sestercentennial Committee in order to coordinate all of the celebratory events in honor of the anniversary; and,

**WHEREAS**, after a broadly successful kickoff event in February 2020, the global COVID-19 pandemic forced the cancellation or postponement of nearly every planned event for the remainder of the anniversary year; and,

**WHEREAS**, the four co-chairs and many in the community still desire to honor the Sestercentennial in a meaningful way; and,

**NOW, THEREFORE**, the Board of Supervisors proclaims the year 2021 as an extension of the County’s Sestercentennial celebration and fully encourages any and all of the cancelled and postponed events to be held in 2021.

Approval of a resolution as attached agreeing to membership changes to the Roanoke Valley Broadband Authority’s Board of Directors, authorizing the Chairman to sign any related documents on the Board’s behalf, and authorized filing of the Authority’s Amended and Restated Articles of Incorporation with the Virginia State Corporation Commission; and

Approval of a Memorandum of Understanding with the Virginia Fire Chiefs Association for a volunteer recruitment program/grant and authorized the County Administrator, the Chairman, and the Chief of Fire and EMS to sign the MoU on the County's behalf.

A public hearing was then held on FY 21 budget appropriation amendments regarding the new Colonial Elementary School project and the relocation of County offices to Greenfield. Mr. Tony Zerrilla, Director of Finance, stated that as of June 30, 2020, the Colonial Elementary School project had \$12,358,841.08 in Virginia Public School Authority (VPSA) proceeds, including interest earnings, remaining in the project's account. He noted that it is requested that these funds be appropriated into the FY 21 County budget to allow continued funding for this project.

Mr. Zerrilla further stated that, based on projected remaining costs for the new school, there will be a need to provide \$2.5 million in additional County monies to complete this construction project. He noted that these funds are proposed to be obtained from the Undesignated Fund Balance.

Mr. Zerrilla also noted that the County's office renovation project at the Greenfield Education and Training Center is continuing and the Board is being requested to reappropriate the project's remaining FY 20 budget balance (\$784,450.91) into the FY 21 budget.

He noted that, as these projects are continuing into FY 21, an appropriation is needed to allocate the funds into the new fiscal year's budget. Mr. Zerrilla further noted that, since these projects' total appropriations (\$15,643,291.99) exceed 1% of the total County budget, the Board is required as per the Code of Virginia to conduct a public hearing.

After questioning by Mr. Martin, it was noted that there was no one present to speak regarding this request. The public hearing was then closed.

On motion by Dr. Scothorn, seconded by Dr. Bailey, and carried by the following recorded vote, the Board approved the following amendments to the FY 20-21 County budget: an appropriation to the Colonial Elementary VPSA 2018A Fund (Fund 303) in the amount of \$12,358,841.08 for current remaining VPSA Colonial Elementary Construction Project proceeds; an appropriation in the amount of \$2,500,000.00 from the Undesignated General Fund Balance to the Colonial Elementary Construction Project, Fund 303; and adoption of the following resolution for re-appropriation of FY 20 budgeted funds in the amount of \$784,450.91 to be applied to CIP – County Offices Relocation, 100-4094000-12110-8012-414:

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Resolution Number 20-07-04

**NOW, THEREFORE, BE IT RESOLVED**, that the following appropriation for Fiscal Year 2020-2021 is made to allow carry-over of approved funding begun in Fiscal Year 2019-2020:

<u>Destination Account #</u>	<u>Account Description</u>	<u>July 2020 Amount</u>	<u>Explanation/ Reason for</u>
100-4094000-12110-8012-414	CIP-County Offices Relocation	\$784,450.91	Continuation of ongoing project
<b>TOTAL</b>	Gen. Fund Operations	<u>\$784,450.91</u>	

A public hearing was then held on a FY 21 budget appropriation amendment regarding receipt of CARES Act funding. Mr. Tony Zerrilla, Director of Finance, stated that the County has

received notification from the Virginia Secretary of Finance that it has been awarded \$2,915,679 in Coronavirus Aid, Relief, and Economic Security (CARES) Act funding to address the COVID-19 pandemic. He noted that the County received these funds on June 1, 2020, and the monies have to be spent by December 30, 2020.

Mr. Zerrilla stated that the funds can only be used to cover costs that were necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); expenses that were not accounted for in the budget most recently approved as of March 27, 2020, for the State or government; and costs that were incurred during the period from March 1, 2020, to December 30, 2020. He noted that a portion of these funds has been allocated to the County's Small Business Economic Relief Fund and the County Administrator identified other potential uses of these funds (assistance to the Towns, public health and safety, senior transit program, broadband expansion, Chromebook computers for schools, workforce development, technology enhancements for remote meetings, etc.) at the June regular meeting.

Mr. Zerrilla further noted that, since these funds exceed 1% of the total County budget, the Board is required to conduct a public hearing on this budget amendment as per the Code of Virginia.

After questioning by Mr. Martin, it was noted that there was no one present to speak regarding this matter. The public hearing was then closed.

On motion by Dr. Scothorn, seconded by Mr. Clinton, and carried by the following recorded vote, the Board approved an amendment to the 2020-2021 Botetourt County budget in the form of an appropriation in the amount of \$2,915,679.00 to Fund 260 - CARES Act of 2020 for pandemic-related costs. (Resolution Number 20-07-05)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Consideration was then held on approval of transfers and additional appropriations. Mr. Tony Zerrilla, Director of Finance, stated that there was 1 transfer, 13 pass-through appropriations, and 4 regular appropriations for the Board's consideration.

He noted that the appropriations are for expenditure reimbursements, receipts, contributions, to approve the use of several discrete funds in the FY 21 budget, and to fund expected transactions above and beyond what the initial FY 21 partial budget appropriation allowed.

There being no discussion, on motion by Mr. Clinton, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board approved the following transfers and additional appropriations. (Resolution Number 20-07-06)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Transfer \$872.97 to Sheriff's Department – Vehicle & Power Equipment Supplies, 100-4031200-31200-6009, from the various departments as follows for vehicle repairs at the County garage:

- \$ 45.22 Rec. & Facilities – Veh. Supplies, 100-4071100-71100-6009
- \$287.89 Sports Complex – Rep. & Maint. – Veh., 100-4071300-71300-3312
- \$ 51.61 Comm Dev. Rep. & Maint. – Veh., 100-4081200-81200-3312
- \$ 90.60 Animal Control–Veh. & Power Equip. Supp., 100-4035100-35100-6009
- \$109.76 Fire & EMS – Rep. & Maint. – Vehicles, 100-4035500-35500-3312
- \$287.89 Van Program – Rep. & Maint – Vehicles, 100-4071500-71500-3312

Additional appropriation in the amount of \$1,910.16 to the following Sheriff's Department accounts: \$1,440.00 to Forest Patrol Salaries, 100-4031200-31200-1900; \$110.16 to FICA, 100-4031200-31200-2100; and \$360.00 to Vehicle & Power Equip. Supplies, 100-4031200-31200-6009. These are reimbursed costs relating to National Forest Patrol services.

Additional appropriation in the amount of \$1,845.15 to the following Sheriff's Department accounts: \$671.55 to Wages – Overtime, 100-4031200-31200-1200; and \$1,173.60 to Firing Range Expenses, 100-4031200-31200-6015. The former is reimbursement for U. S. Marshal's Service Task Force overtime services and the latter is for the sale of brass casings.

Additional appropriation in the amount of \$1,978.53 to the following Correction and Detention accounts: \$280.00 Uniforms, 100-4033100-33100-6011; and 1,698.53 to Medical & Lab Supplies, 100-4033100-33100-6004. The former is for uniform contracts and the latter is a reimbursement from Craig County and medical co-pays.

Additional appropriation in the amount of \$7,418.81 to Fire & EMS – Other Operating Supplies, 100-4035500-35500-6014. These are contributions made to Fire and EMS for COVID-19 efforts.

Additional appropriation in an amount not to exceed \$29,567.00 to Correction and Detention – Inmate Phone Commissions, 100-4033100-33100-5820. This represents an allocation of 43% of the total anticipated revenues (an increase from 36%). This is an advance pass-through for funds received for debit card phone commissions to be received by the County for FY20-21.

Additional appropriation an amount up to \$10,000.00 to the Property Seizure Proceeds Fund – Sheriff's Office – State – Fund 212. This provides the authorization to expend these funds based upon predetermined expenditure guidelines.

Additional appropriation in an amount up to 39,979.05 to the E-Summons Fund – Fund 213. This provides the authorization to expend these funds based upon predetermined expenditure guidelines.

Additional appropriation in the amount of \$52,475.33 to the Courthouse/Courtroom Security Fund – Fund 217. This provides the authorization to expend these funds based upon predetermined expenditure guidelines.

Additional appropriation in the amount of \$13,732.50 to the Sestercentennial Committee Fund – Fund 250. This provides the authorization to expend these funds based upon budgeted guidelines.

Additional appropriation in the amount of \$8,336.30 to the Criminal Processing Fund – Fund 218. This provides the authorization to expend these funds based upon predetermined expenditure guidelines.

Additional appropriation in the amount of \$324,567.65 to the Traffic Safety Program Fund – Fund 206. This provides authorization to expend these funds based upon predetermined expenditure guidelines.

Additional appropriation in the amount of \$19,576.68 to the Greenfield Preservation Area Fund – Fund 240. This provides authorization to expend these funds based upon predetermined expenditure guidelines.

Additional appropriation in the amount of \$25,543.00 to Community Outreach Program – Sheriff Equity Fund – Fund 255. This provides the authorization to expend these funds based upon predetermined expenditure guidelines.

Additional appropriation in the amount of \$270,200.00 to CIP - Greenfield ETC Roof Replacement, 100-4094000-43000-8012-603. These are remaining FY21 budgeted funds to be appropriated for this project.

Additional appropriation in the amount of \$235,662.00 to Schools – Textbook Fund – Fund 222. When coupled with the original FY21 appropriation (\$364,338), this appropriation will provide coverage for expected Fund activity for the first quarter.

Additional appropriation in the amount of \$41,796.00 to Community Organizations, 100-4081200 and 100-4081500. This appropriation adds to the original partial appropriation to better meet the payment schedules of regional partnership organizations.

Additional appropriation in the amount of \$11,848.00 to Debt Service, 100-4095000. This appropriation adds to the original partial appropriation to better meet the payment schedules for debt service obligations.

Consideration was then held on approval of a reappropriation of funds for the Craig-Botetourt Electric Cooperative (CBEC) broadband project. Mr. Tony Zerrilla, Director of Finance, stated that there is currently \$488,602.63 remaining in the FY 20 budget for the CBEC broadband project. He noted that 49% of the total State and local grant funds received (\$958,998) have been reimbursed to CBEC to date.

He requested that the Board approve a resolution reappropriating these FY 20 funds into the FY 21 budget to allow this project to proceed.

There being no further discussion, on motion by Dr. Scothorn, seconded by Mr. Sloan, and carried by the following recorded vote, the Board approved the following resolution to re-appropriate funds for the Craig-Botetourt Electric Cooperative (CBEC) broadband project into the FY 21 budget:

Resolution Number 20-07-07

**NOW, THEREFORE, BE IT RESOLVED**, that the following appropriation for Fiscal Year 2020-2021 is made to allow carry-over of approved funding begun in Fiscal Year 2019-2020:

Destination Acct. #	Acct. Description	July 2020 Amt.	Explanation
100-4091800-91800-3800-000	Transfer to EDA	\$488,602.63	CBEC Broadband Project
<b>TOTAL</b> General Fund Operations		\$488,602.63	

Consideration was then held on approval of the Accounts Payable and ratification of the Short Accounts Payable List. Mr. Tony Zerrilla, Director of Finance, stated that this month's accounts payable totaled \$1,689,273.44. He noted that this month's large expenditures included: \$44,427 to Harris Enterprise Resources for annual software maintenance and support; \$85,204 to the Botetourt Health Department for their first quarter operational budget payment; \$33,288 to the Roanoke Valley/Alleghany Regional Commission for FY 21 dues; \$38,300 to Visit Virginia's Blue Ridge for their first quarter budget allocation; \$170,240 to F&S Building Renovations for work on the ETC's renovation project; \$67,210 to VFIS for accident and sickness insurance policies for the volunteer fire and rescue personnel; \$47,287 to VFIS for Fire and EMS vehicle and property insurance coverage; and \$34,453 to the Roanoke Regional Partnership for a FY 21 semi-annual budget payment.

There being no discussion, on motion by Dr. Bailey, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board approved the Accounts Payable and ratified the Short Accounts Payable List as submitted. (Resolution Number 20-07-08)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Consideration was then held on approval of School Capital Reserve Fund expenditures. Mr. Gary Larrowe, Botetourt County Administrator, and Dr. Jonathan Russ, Superintendent of Schools, were present to speak regarding this matter.

Mr. Larrowe then introduced Dr. Russ to the Board as the new Superintendent of Schools. The Board welcomed Dr. Russ to Botetourt County.

Mr. Larrowe stated that since 2017 the County and the School Board have had a policy in place that allows the School system to retain unspent year-end funds for capital project expenditures. He noted that this policy incentivizes the schools to be frugal in their spending during the fiscal year.

Mr. Larrowe then reviewed the list of projects being requested for use of these Capital Reserve Funds which total \$319,935.57: School bus cameras--\$203,893.72; Chiller repair--\$15,000; Bus lot cameras--\$19,000; JRHS – Restroom upgrades--\$26,500; CAMS HVAC--\$3,486.92; JRHS Chiller--\$4,127.16; Read Mountain tree removal--\$8,000; Eagle Rock water system design--\$3,541.29; Cloverdale Elementary locks--\$27,886.48; Buchanan Elementary freezer--\$6,500; Colonial Elementary compressor--\$2,000.

He noted that, as these expenditures exceed \$150,000, approval by the Board of Supervisors is required. Mr. Larrowe further noted that many of these expenditures are associated with school health and safety projects, especially with heating and air flow systems.

Mr. Larrowe then stated, it was brought to the County's attention several weeks ago, that these purchases were made earlier this year prior to obtaining approval from the School System and County. He noted that discussions have been held with Dr. Russ over the last few weeks explaining the policy and the procedures for requesting approval of Capital Reserve Fund-related expenditures. Mr. Larrowe stated that Dr. Russ has said that he will work with the School's Finance Director to ensure that pre-approval is obtained prior to any future capital reserve expenditures.

Mr. Larrowe further stated that there was \$535,512.20 in the Capital Reserve Fund prior to these expenditures and the current Fund balance is \$215,576.63 which will be carried over into the FY 21 budget. He noted that these figures do not include any savings that have occurred since March when the schools were closed due to the pandemic. He noted that there may be items that need to be purchased from these budget savings in the future.

On motion by Dr. Scothorn, seconded by Mr. Sloan, and carried by the following recorded vote, the Board approved School Capital Reserve Fund expenditures totaling \$319,935.57, as follows: School bus cameras--\$203,893.72; Chiller repair--\$15,000; Bus lot cameras--\$19,000; JRHS – Restroom upgrades--\$26,500; CAMS HVAC--\$3,486.92; JRHS chiller--\$4,127.16; Read Mountain tree removal--\$8,000; Eagle Rock water system design--\$3,541.29; Cloverdale Elementary locks--\$27,886.48; Buchanan Elementary freezer--\$6,500; Colonial Elementary compressor--\$2,000. (Resolution Number 20-07-09)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Dr. Russ stated that he is becoming familiar with this policy and assured the Board that the School System will follow the Policy's guidelines in the future.

Dr. Scothorn thanked Dr. Russ for this assurance and welcomed him to Botetourt County. He noted that, because of the pandemic-related school closures, there were less school utility and other expenditures over the past few months. He noted that it will be interesting to see the total amount of these cost savings.

Dr. Russ stated that there will also be savings in the school bus fuel/transportation costs. The Board thanked Dr. Russ for attending today's meeting.

The Chairman then called for a 10 minute break.

The Chairman called the meeting back to order at 3:10 P. M.

Mr. Ray Varney, Resident Engineer with the Virginia Department of Transportation, was then present to speak to the Board. Mr. Varney then reviewed VDoT's monthly report.

He noted that the Route 220 safety improvement project is proceeding; however, the Locust Bottom Road detour is still in place. He noted that it is planned for this detour to be removed soon. Mr. Varney stated that the Ball Park Road bridge rehab project is proceeding with the contractor currently replacing the bridge's stringers and decking installation to begin shortly. He stated that painting will begin when the back-ordered paint has been received but this could delay the project's scheduled August 28 completion. Mr. Varney further noted that there have also been some citizen access issues during the bridge's night-time closure to through traffic.

Mr. Varney stated that the rehabilitation project on the McFalls Creek Road bridge has been completed. Regarding land development projects/land use permits, Mr. Varney stated that VDoT is awaiting resubmittal of the County Waste transfer station site plan; approvals have been received from VDoT's central office for the installation of traffic signals on Route 220 at the new Fieldstone Development; they are awaiting resubmittal of revised information on the Buchanan cell tower site; revised information from the Santillane Subdivision developer regarding their new entrance onto Route 220 in Fincastle is being reviewed; VDoT has sent an approval letter to Roanoke Gas Company for the Laymantown Road gas line project which will serve the new elementary school; VDoT completed review of the proposed Greenfield Meadows Subdivision Traffic Impact Analysis and issued a page of recommendations; and they are reviewing a site plan for a proposed Li'l Cucci's carry-out restaurant at the Read Mountain Road/Teresa Lane intersection. Mr. Varney stated that the entrance to this restaurant is proposed to be from Teresa Lane and the development served by this roadway section was foreclosed on and taken over by a bank. He noted that VDoT is working with the bank to bring Teresa Lane, which is currently a private road, into the Secondary System for maintenance.

Mr. Varney further stated that several utility, private entrances, and sign permits were issued by VDoT in the past month.

After discussion, Mr. Varney stated that work on the Murray Drive road improvement project to the new Colonial Elementary School is close to starting. He noted that a couple of utility poles, along with one AEP pole on Laymantown Road, need to be relocated before work can begin.

Mr. Varney further noted that, if AEP does not begin work on this pole relocation next week, VDoT will have to transfer their hired equipment crew to another work project. He stated that the Murray Drive project will take approximately 3 months to complete and, if there are delays, it could impact the road's paving schedule as the asphalt plants close for the year at the end of November.

Mr. Varney stated that the soil nail project on Glen Wilton Road will not begin until the Locust Bottom Road/Route 220 detour has been completed. He further stated that they also had an erosion issue along the creek on the Stone Coal Road Rural Rustic project, which has

been resolved. He noted that work on this project will not begin until the Murray Drive project is completed.

After discussion, Mr. Varney stated that VDoT is working to resolve a drainage issue on Blue Ridge Drive. He noted that the County has a drainage easement on this property and VDoT will need an easement from the property owner for this project to continue. Mr. Varney also noted that the stormwater systems on Oak Drive and Mountain Pass Road are going to be improved and VDoT will remove the old culverts and revert the drainage in these two locations back to an open ditch.

Mr. Varney then stated that VDoT is working on the through-truck restriction process on Azalea Road. He stated that a notice will be published in tomorrow's edition of The Fincastle Herald requesting public comment on the proposed restriction.

The Board thanked Mr. Varney for his report.

Dr. Bailey stated that he has received calls from residents along Beaver Dam Road that a bridge is in need of repairs. He asked that VDoT check the bridge's weight limit to see if it is suitable for fire trucks and other large vehicles to cross.

Mr. Varney stated that VDoT is required by the Federal Highway Administration to conduct bridge inspections every two years. Mr. Varney stated that he will check this bridge's most recent inspection to see if the weight limit has been reduced.

After questioning by Mr. Clinton, Mr. Varney stated that, once a through-truck restriction is placed on a roadway, VDoT does not typically go back and conduct a follow-up study on the traffic usage. He noted that VDoT does not enforce the through-truck restriction; enforcement is typically by the Sheriff's Department.

After questioning by Mr. Clinton, Mr. Varney stated that he is aware of the drainage issue on U. S. Route 11 in Cloverdale between Route 11 and Updike Lane. Mr. Varney noted that he will review the area in order to determine if there is something that VDoT can do to resolve this matter.

Mr. Martin then thanked Mr. Varney for his responsiveness to the culvert issues on Blue Ridge Drive and Mountain Pass Road and noted that the Stratford Place Subdivision issue was also resolved satisfactorily.

Mr. Martin further stated that he had received a call from a citizen who lives on Welches Run Road behind the Food Lion near U. S. Route 460. He noted that the citizen requested that rock be placed along the creekbank to stop erosion problems caused by recent heavy rains/floods.

After questioning by Mr. Varney, Mr. Martin stated that he had previously forwarded this request in an e-mail to Mr. Varney but would do so again.

Mr. Sloan then thanked Mr. Varney for having the Floyd Coffey Bridge signs placed on the James River Bridge in Eagle Rock. He noted that several of Mr. Coffey's family members have expressed their appreciation since the signs were posted. Mr. Sloan noted that the County intends to hold a bridge naming ceremony once pandemic conditions allow.

Mr. Sloan also thanked Mr. Varney for his response in having Springwood Road mowed.

The Board thanked Mr. Varney for attending today's meeting.

Consideration was then held on approval of a resolution of support for the County's SmartScale applications. Mr. Cody Sexton, Assistant to the County Administrator, stated that, as part of the SmartScale application process, the Board is being asked to formally support the

County's proposed projects—U. S. Route 220 Superstreet Improvements and U. S. Route 460/Laymantown Road Intersection Improvements.

Mr. Sexton stated that it is also being requested that the Board support the SmartScale applications submitted by the Roanoke Valley/Alleghany Regional Commission (RVARC)—I-81 northbound safety improvements between mile marker 167.4 and 169.5 in Arcadia—and by Roanoke County—U. S. Route 460/Alternate Route 220 intersection improvements. He noted that both projects will have a regional impact on the Roanoke Valley and the County.

Mr. Sexton stated that the Route 220 superstreet project includes the construction of R-cuts at the crossovers between Kroger and Catawba Road to limit crossover traffic and improve through-traffic flow. He noted that this application scored well in VDOT's 2018 SmartScale application review process but did not receive funding, so the project is being re-submitted for consideration.

Mr. Sexton also stated that the Roanoke Valley Transportation Planning Organization has agreed to dedicate \$3 million of the total \$7.5 million project cost for the Route 220 improvements.

Mr. Sexton noted that the Route 460/Laymantown Road project is to construct a right-hand turn lane off of 460 westbound onto Laymantown Road, improve the culvert and bridge located at this intersection, and make various safety improvements to allow school bus traffic easier access to the new elementary school. He noted that the estimated cost of this project is \$5.5 million.

He stated that the RVTPO project is for I-81 northbound improvements in the Arcadia "S" curves. Mr. Sexton stated that this section of I-81 is a major point of concern for the entire region as there have been numerous wrecks in this area over the years. He noted that the project includes a slight realignment of the roadway, adjust banking in the curves, and the installation of high-friction pavement similar to what is being installed this summer on the southbound lanes. Mr. Sexton further stated that the Roanoke County project is to make "Super Green T" intersection improvements to the Route 460/Alternate 220 intersection in Bonsack to allow for a continuous flow of traffic on 460. He noted that this project is also proposed to connect Kingsmen Road and Avery Row.

After questioning by Mr. Clinton, Mr. Sexton stated that the SmartScale program for road improvements is now a biennial application process. He noted that funding applications are submitted in even-numbered years and the Commonwealth Transportation Board considers the applications for funding in odd-numbered years.

Mr. Martin noted that Mr. Sexton is the immediate past chairman of the RVTPO's Transportation Technical Committee.

There being no further discussion, on motion by Mr. Sloan, seconded by Dr. Bailey, and carried by the following recorded vote, the Board adopted the following resolution of support for the 2020 SmartScale project applications.

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Resolution Number 20-07-10

**WHEREAS**, the Botetourt County Board of Supervisors is committed to advocating for and ensuring the long-term provision of superior transportation infrastructure both in the County and the region; and,

**WHEREAS**, the Board supports and is actively involved in regional transportation planning through memberships in the Roanoke Valley-Alleghany Regional Commission (RVARC) and the Roanoke Valley Transportation Planning Organization (RVTPO); and,

**WHEREAS**, the Virginia Commonwealth Transportation Board's application guidelines allow localities and regional entities, such as RVARC and RVTPO, to apply for funding through the SmartScale process; and,

**WHEREAS**, staff from Botetourt County, RVARC, Roanoke County, and VDoT have identified four transportation projects in the County or directly impacting the County that would provide the greatest benefit to the residents and businesses of and visitors to the County and the region and could possibly compete well in the 2020 SmartScale program; and,

**WHEREAS**, staff from RVARC, RVTPO, and VDoT have also identified other transportation projects throughout the region that will provide extensive indirect benefits to Botetourt County;

**NOW, THEREFORE, BE IT RESOLVED**, that the Botetourt County Board of Supervisors fully endorses and supports an application by County staff for the Route 220 Superstreet Improvement and U. S. Route 460/Laymantown Road Intersection Improvement projects; and,

**BE IT FURTHER RESOLVED**, that the Botetourt County Board of Supervisors fully endorses and supports an application by the Roanoke Valley-Alleghany Regional Commission staff for the following transportation project: I-81 Northbound Safety Improvements at MM167.4 - 169.5; and,

**BE IT FURTHER RESOLVED**, that the Botetourt County Board of Supervisors fully endorses and supports an application by Roanoke County staff for the following transportation project: U. S. Route 460 at Alternate U. S. Route 220 Intersection Improvements; and,

**BE IT FURTHER RESOLVED**, that the Botetourt County Board of Supervisors, in a spirit of regionalism and cooperation, fully endorses and supports other applications made by the staff of the RVARC and the RVTPO for transportation projects outside of Botetourt County which will benefit the region as a whole.

A public hearing was then held on a request from Jerry and Ray Johnson and Newman and Virginia Bennett to vacate two undeveloped alleyways adjacent to Flat Road (State Route 703) in Iron Gate. Mr. Drew Pearson, County Planner, stated that this request is to vacate a 60' wide by 400' long unimproved right-of-way and a 13' by 400' unimproved alleyway located on the Johnson and Bennett properties in the Iron Gate area in order to complete a revised boundary line plat.

He noted that these properties are zoned as Agricultural-Rural (AR) Use Districts.

Mr. Pearson stated that this street and alleyway were never developed and over the years the two property owners have used these easements as part of their yards. He noted that the applicants are requesting that the Board abandon and vacate the right-of-way and alley so that this land can be incorporated into their individual parcels and a new plat created/recorded.

Mr. Pearson noted that these properties would still have access to Flat Road for ingress/egress.

After questioning by Mr. Martin, it was noted that there was no one present to speak regarding this request. The public hearing was then closed.

There being no further discussion, on motion by Dr. Bailey, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board adopted the following resolution vacating a portion of an unopened 60' right-of-way and a 13' alleyway on properties owned by Jerry and

Ray Johnson and Newman and Virginia Bennett adjacent to Flat Road (State Route 703) in Iron Gate.

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Resolution Number 20-07-11

**WHEREAS**, pursuant to the provisions of § 15.2-2006 of the Code of Virginia of 1950 as amended, public notice was posted announcing a public hearing to receive comments concerning the vacation of a portion of a 60-foot right of way and a 13-foot alley described below; and

**WHEREAS**, the portion of right of way to be vacated is described as a 60-foot wide right of way, and measures 60 feet in width by 400 feet in length. The 60-foot right of way is located approximately 0.2 miles southwest of the intersection of Flat Road (SR 703) and Alleghany Avenue (SR 736) in Glen Wilton, Virginia, and is identified on the Real Property Identification Maps of Botetourt County as being adjacent to parcels 1A(1)Sec 81-1, 1A(1)Sec 82-6, and 1A(1)Sec 82-7; and

**WHEREAS**, the portion of alley to be vacated is described as a 13-foot wide right of way, and measures 13 feet in width by 400 feet in length. The 13-foot alley is located approximately 0.2 miles southwest of the intersection of Flat Road (SR 703) and Alleghany Avenue (SR 736) in Glen Wilton, Virginia, and is identified on the Real Property Identification Maps of Botetourt County as being adjacent to parcels 1A(1)Sec 82-6, and 1A(1)Sec 82-7; and

**WHEREAS**, the portion of right of way and alley to be vacated is further shown upon a plat of the property of Jerry W. & Ray E. Johnson and Newman C., Jr., & Virginia J. Bennett, prepared by Vess Surveying, Inc. and dated May 15, 2020; and

**WHEREAS**, the Board has been unable to determine whether it has ever accepted the right of way as a public thoroughfare, but in the event it has, it wishes to vacate it; and

**WHEREAS**, after considering all evidence available, this Board is satisfied that no public necessity exists for the continuance of the portion of right of way, and hereby finds that no "owner of any lot shown on the plat will be irreparably damaged: by the vacation of the right of way and that no inconvenience will result to any individual or to the public from the permanently vacating, discontinuing, and closing of said right of way.

**NOW, THEREFORE BE IT RESOLVED**, that the Botetourt County Board of Supervisors abandons any interest in the above described section of right of way, pursuant to § 15.2-2006 of the Code of Virginia, 1950, as amended.

**BE IT FURTHER RESOLVED**, that the County Attorney shall cause a certified copy of this Ordinance to be recorded in the Botetourt County Clerk's Office indexed as required by law.

Mr. Jim Whitten, Project Manager, then gave an update on the new Colonial Elementary School project. Mr. Whitten presented the Board with an aerial photograph of the school site.

He noted that a majority of the structures now have roofs which are of metal with underlying insulating foam. Mr. Whitten noted that the Classroom B area on the far left of the photo has had air conditioning, electrical wiring, and interior walls completed and has been painted; however, the ceiling remains to be installed. He noted that the large silver-roofed building at the bottom of the photo is the Classroom C & D area for pre-kindergarten through third grades. Mr. Whitten stated that the building's air conditioning system is being installed now and most of the interior walls and plumbing are in place.

Mr. Whitten stated that the gymnasium is the flat roofed building in the middle left of the photograph. He noted that this facility is almost complete except for the installation of air condi-

tioning. He then stated that the cafetorium is the building to the right of the gym with the arched roof and has had its interior walls installed.

Mr. Whitten stated that the media room's roof has been installed and the interior walls are approximately 50% complete. He noted that the entire structure has now been roofed, dried in, plumbing installed, and had water service connected to the building. Mr. Whitten further noted that one fire hydrant still needs to be installed and finish grading still needs to be done near Classroom B so that final grading of the parking lot can begin.

Mr. Whitten stated that the building's interior design allows a "line of sight" view by staff located the building's center administrative area to the entire school classroom area.

After questioning by Mr. Martin, Mr. Whitten stated that Roanoke Gas was present today siting the location of the 2" natural gas line to serve the school. He noted that the new gas line has been installed from Route 460 up to Welches Run Road. Mr. Whitten further noted that AEP has to reset two utility poles before the Murray Drive road improvement project can begin.

After further questioning by Mr. Martin, Mr. Whitten stated that Roanoke Gas has had a good response from area residents along the new gas line's route (from U. S. 460 to Murray Drive) who are interested in connecting their homes to the line.

Mr. Martin thanked Mr. Whitten for this report and for the work that he has done as Project Manager on the Colonial Elementary School project.

Mr. Whitten noted that he has been working on the planning and construction of this project for two years.

Consideration was then held on a request from Greenfield Meadows, LLC, to advertise for a public hearing on proposed amendments to the Comprehensive Plan's Future Land Use and Sewer and Water maps. Mr. Drew Pearson, County Planner, stated that Greenfield Meadows, LLC, on behalf of Elizabeth Ann DeMaury and Michael and Melinda Amos, is requesting this Comp Plan amendment for two parcels consisting of approximately 108 acres along Etzler Road across from the Botetourt Sports Complex.

Mr. Pearson stated that this request is in support of a potential future rezoning of this property to a Traditional Neighborhood District (TND). He noted that TND's are typically medium to high-density developments consisting of a minimum of 75 acres. Mr. Pearson further noted that the Comp Plan maps currently show that only 26 acres of the DeMaury/Amos property is designated as medium density with the remainder designated for low density development.

Mr. Pearson stated that the Code of Virginia requires that a Traffic Impact Analysis (TIA) be completed on such Comp Plan amendment requests to indicate the proposal's impact on the local road system. He stated that Greenfield Meadows contracted with Engineering and Planning Resources (EPR) from Charlottesville to complete this study based on a proposed mixed-use development consisting of 175 single family units, 618 multi-family units, and 70,000 square feet of commercial/retail space.

Mr. Pearson stated that VDoT's original analysis of the TIA indicated that the Route 220/779 (Catawba Road) intersection would be adversely impacted by a development of the size proposed. He stated that the TIA has since been amended and again reviewed by VDoT who issued a letter of concurrence on July 13, 2020.

Mr. Pearson stated that the TIA recommends several significant changes to the road network in this area including the intersections of Route 220/779, Route 779/672 (Etzler Road), and Route 220/Valley Road.

After discussion, Mr. Pearson stated that public water and sewer service will also need to be extended to this site.

Mr. Pearson noted that the TIA indicates that 90% of the traffic going through the 220/779 intersection goes south on Route 220 and 10% goes north. He noted that the threshold of development requiring improvements at this intersection is 135 single family dwellings or 215 multi-family units. He stated that the threshold of new households that would necessitate improvements at the 779/672 intersection is 175 single family dwellings, 618 multi-family dwellings, and 34% capacity of the proposed commercial uses. Mr. Pearson stated that the TIA also suggested that consideration be given to interconnecting Route 672 (Etzler Road) and International Parkway to alleviate some of the potential traffic impact on all of the roadway corridors mentioned in the TIA.

Mr. Pearson stated that, once the traffic thresholds are reached, the mitigation factors for the impacted intersections include converting the Route 220/Catawba Road intersection to a R-cut intersection. He noted that VDoT also reviewed a possible traffic signal at the Glebe Road (Route 675)/Route 220 intersection. He further noted that, as per the resolution of support approved by the Board earlier today, superstreet improvements are planned for the Route 220/Catawba Road and 220/Valley Road intersections which include R-cut intersection improvements. He also stated that, if a R-cut intersection is put in place at the 220/779 intersection, the traffic study indicates an expectation of additional cut-through traffic on Azalea Road, but no additional improvements would be needed at the Route 779/Azalea Road intersection.

Mr. Pearson stated that there was no information provided by the applicant on how these traffic mitigations would occur and who would pay for them.

After questioning by Dr. Scothorn, Mr. Pearson stated that no discussions have been held on where the funds would be obtained to pay for these road/intersection improvements, traffic lights, etc. Mr. Pearson noted that the applicant was present at the meeting and may have this information.

Dr. Scothorn stated that this is a big project and, if this development does occur, it will increase the population in this area as well as increase the number of students attending Greenfield Elementary School.

Mr. Pearson stated that, as part of the rezoning application, the Zoning Ordinance sets out a list of information that must be submitted, including the impact of the project on local schools. He noted that insufficient information has been submitted by the applicant at this time to allow the staff to review and make a determination on its impacts to local infrastructure/facilities. Mr. Pearson noted that the Planning Department staff does contact the school system to obtain feedback on the potential school-related impact of the projected number of new students from a proposed residential development once a complete rezoning application is received.

Mr. Martin stated that he was informed several years ago by a school system representative that on average each new residential unit results in 1.6 to 1.8 children who could attend the local schools.

Mr. Pearson noted that the school system does not use the same student population figure for apartments as for single family dwellings.

Mr. Husain Alam, representing Greenfield Meadows, stated that today's request before the Board is to ask that the Planning Commission be directed to advertise for a public hearing to consider amendments to the Comprehensive Plan's Future Land use and Sewer and Water

Infrastructure maps on Tax Map Section 87, Parcels 95 and 96, to allow for medium density development.

Mr. Alam stated that his goal is to create middle income housing to facilitate the needs of the community. He noted that the housing “dynamics are changing due to the pandemic.” He stated that 15 years ago there were very few apartments in the County and this situation has changed in the last 4 – 5 years. Mr. Alam stated that he and those involved in the Greenfield Meadows project tried to determine what would be the best fit on this 100+ acre property and they hope that this proposed mixed-use development is the best option.

Mr. Alam stated that the TIA shows that traffic mitigation measures would not be needed at the 672/779 intersection with a combination of 175 single family dwellings, 618 multi-family units, and 34% commercial development capacity on this property. He noted that, since the TIA has now been completed and received concurrence from VDoT, he and his partners are considering what the project’s design/housing count would be.

Mr. Alam stated that they are proposing a private/State partnership to fund any needed roadway improvements and the project’s engineer has discussed this proposal with VDoT.

After discussion, Mr. Alam requested that the Board consider amending the Comp Plan maps for these two parcels to medium density residential uses which will allow them “to go back to the drawing board” due to current economic conditions to see if the dynamics of this project should be changed prior to submittal to the County for approval.

After questioning by Mr. Clinton, Mr. Alam stated that the area of these two parcels located south of the creek is designated as medium density on the Comp Plan’s maps and the area north of the creek is designated for low density development. He noted that they are requesting that the low-density area be changed on the Comp Plan maps to medium density for consistency. Mr. Alam further stated that they have several different development options for this property including Residential R-3, Traditional Neighborhood District (TND), etc.

Mr. Alam stated that a traffic study is usually completed as part of a property’s rezoning application; however, since the TIA has been completed, they are ahead in the process and can use this information to decide what they want to include in this development.

Mr. Alam noted that several of the Greenfield businesses he has spoken to have said that they would like their employees to live in the County in affordable housing. He further noted that, if the County allows cut-through traffic between Etzler Road and International Parkway, it will reduce the traffic on Route 779 and at the 220/779 intersection generated by this development. Mr. Alam stated that they have received a lot of feedback from VDoT during the TIA review process and they believe that this is a great site for this development. He further stated; however, that they are not sure of the project’s density at this point. He noted that 15,000 square foot residential lots, or apartments, or other combinations have been discussed.

Dr. Bailey then questioned at what point in the process is the County informed of the public service needs of such a large, proposed development, e.g., schools, fire/EMS, etc. He noted that there is a lot to this project.

Mr. Alam stated the developers met with the school staff to review the Greenfield Elementary School Master Plan. He noted that they were told that when the school was originally designed it was with the potential for the addition of two future wings to the building if the student population increased.

Mr. Alam further noted that this type of development could add to the County’s tax base; however, it adds costs to the County as well.

Mr. Pearson then noted that the State Code requires that a TIA be conducted for any proposed amendment to the Comp Plan's Future Land Use Map and this is why Greenfield Meadows, LLC, had to complete the TIA prior to the rezoning request. He further noted that, if the Land Use Map is amended to designate this property for medium density residential development, a TND use would be consistent with the Future Land Use Maps. Mr. Pearson stated that other use districts that could be applied for rezoning of this property include R-1, R-2, and R-3 (townhomes). He noted that a R-4 zoning would be suitable for Future Land Use Map areas identified as high density residential.

After discussion, Mr. Pearson stated that these two tracts contain 108 acres and any development in excess of 135 single family dwellings equivalent would cause traffic impacts at the 220/779 intersection according to the TIA. He further stated that, if the project exceeds 175 single family dwellings, 618 multi-family units and 34% of commercial/retail uses, it would result in mitigation of traffic impacts at the 779/672 intersection.

Mr. Pearson further stated that, if the Supervisors approve the Comp Plan map amendments, it does not ensure that the Planning Commission and Board would approve a proposed rezoning request for this property. He noted that today's request is a starting point and several other entities including the schools, fire and EMS, etc., would be contacted during the rezoning process to obtain their input on this project's impact in their sectors of expertise.

After questioning by Dr. Bailey, Mr. Alam stated that he does not think that the commercial portion of this project would be a significant impact, as it is market driven.

Mr. Alam further stated that they have held one community meeting on this proposed development. He noted that today's request is the first step. He further noted that their vision for this project has been that there are 1,500 – 2,000 individuals employed by the businesses located in Greenfield who use Route 220 to get to and from work each day. Mr. Alam stated that, during the pandemic, people are staying home more and need a larger living space or may want a home instead of an apartment which may allow them to have a separate home office.

Mr. Clinton stated that the County needs to look at this request on a long-term scale basis. He noted that the details are important and necessary, but they can come later. Mr. Clinton stated that the process of having the TIA completed prior to the rezoning application being submitted seems "backward."

He stated that the Board is evaluating a high-density project and there is speculation on its final design, as well as its impacts on the County and its infrastructure. He questioned how much of this information should be taken into consideration by the Board regarding today's request. Mr. Clinton noted that it is also difficult in terms of fairness to everyone—the developer and the citizens in this area.

Mr. Clinton stated that, when he considers such a proposal, he does not look at all of the details—he looks at the total value, does it have a modicum of support from the residents, does it pose risks for the County, is it good planning, etc. Mr. Clinton stated that, in his opinion, "this proposal is not passing those tests." He suggested that the Board "be real to ourselves and fair to the developer."

Mr. Martin stated that he met with Mr. Alam some time ago to discuss this project and questioned how this project will work in the Etzler Road area. Mr. Martin stated that he is not sure about this particular site being suitable for this proposed development and he does not think that amending the Comp Plan will change his concerns about the traffic on Etzler and Catawba Roads and onto Route 220. Mr. Martin stated that "the traffic will increase; there is no doubt about that."

Mr. Martin further stated that some of the area's property owners have said that they do not want medium or high-density projects in their neighborhood. He also stated that there are unintended consequences from such a dense project including the schools and the Fire and EMS system. Mr. Martin stated that he is not sure that this is the right area for this type of development but he does like the plan.

After questioning by Dr. Bailey, Mr. Pearson stated that the recently hired County Planner is working on significant updates to the Comprehensive Plan and land use maps for presentation to the Board in a few months.

Mr. Pearson stated that the Board is being asked by Greenfield Meadows to consider two requests—direct the Planning Commission to advertise a public hearing on proposed amendments to the Comp Plan's Future Land Use Map, and to the Plan's Water and Sewer Infrastructure Map for two parcels (Section 87, Parcels 95 and 96). He stated that a portion of these properties is shown as medium density residential and a portion as low density residential on the Future Land Use Map.

Mr. Pearson noted that, if a rezoning request for a R-1, R-2, R-3, or R-4 Use District is submitted for this property, it could only be considered if there is public water and sewer service to the site. He further noted that the Western Virginia Water Authority has reviewed this site and informed his office that public water/sewer could be extended to these parcels.

Mrs. Nicole Pendleton, Director of Community Development, stated that any development results in impacts to many other areas in the County. She noted that the Community Development staff is in the process of updating the Comprehensive Plan and its various maps which will be presented for community input this fall. She noted that these types of updates involve a lot of analysis by staff as well as citizen input.

After questioning by Mr. Martin, Mr. Alam stated that he and those involved in this project's development have had calls and meetings with VDoT's representatives on creating a partnership to make the needed roadway improvements for this project. He noted that there is State funding available for these types of public/private projects; however, the County would have to support this application.

Mr. Alam stated that the proposed development's design is not finalized. He noted that, if the Board decides to amend the Comp Plan, the Planning Commission would have an opportunity to review their medium density development proposal for this property. He noted that the TIA indicates "the worse-case scenario" and they are willing to reduce the density to meet the needs of the County and the neighbors.

Dr. Scothorn stated that the staff is in the process of updating the Comprehensive Plan and its maps at the current time.

After questioning by Dr. Scothorn, Mrs. Pendleton stated that she does not know of any development projects in the County in which VDoT and the developers have shared road improvement project costs. After asking the same question of Mr. Cody Sexton, Assistant to the County Administrator, Mr. Sexton stated that he is unaware of any cost-sharing projects on major intersection improvements between VDoT and developers but it is possible that cost sharing has occurred in this manner for the construction of internal streets.

There being no further discussion, Mr. Martin stated that the Board can either approve, deny, or table this request for consideration at a future meeting. Mr. Martin noted that he is not "totally convinced about this project" himself.

Mr. Clinton stated that a decision on this request has been delayed long enough and he believes that the Board should take action at this time.

On motion by Mr. Clinton, seconded by Mr. Bailey, and carried by the following recorded vote, the Board denied the request from Greenfield Meadows, LLC, to advertise for a Planning Commission public hearing on proposed amendments to the Comprehensive Plan's Future Land Use and Sewer and Water Infrastructure maps for parcels shown on the Real Property Identification Maps of Botetourt County as Section 87, Parcels 95 and 96. (Resolution Number 20-07-12)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Consideration was then held on a Noise Ordinance variance request from Jeter Farm for a Truck and Tractor Pull event on August 29, 2020. Mr. Gary Larrowe, County Administrator, stated that Jeter Farm is conducting a Truck and Tractor Pull event on Saturday, August 29 from 6 – 10PM at their property on Mount Joy Road outside of Buchanan.

He noted that they have submitted a request for a variance to the County Noise Ordinance due to the possibility of the event ending after 10:00 PM because of unanticipated weather delays, equipment breakdowns, etc.

Mr. Larrowe stated that the Sheriff and Fire Chief have been notified of this event and Mr. Ned Jeter, applicant, has discussed appropriate COVID-19 social distancing requirements/procedures with them for the approximate 1,000 people that could potentially attend this event.

There being no discussion, on motion by Mr. Sloan, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board approved the request from Jeter Farm for a variance to the Botetourt County Noise Ordinance for a Truck and Tractor Pull event scheduled for Saturday, August 29, 2020, beginning at 6:00 P. M. at property located at 1320 Mt. Joy Road in Buchanan. (Resolution Number 20-07-13)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Consideration was then held on staff rankings of proposals for the Circuit Courthouse conceptual planning study. Mr. David Moorman, Deputy County Administrator, stated that staff previously issued a Request for Proposals (RFP) for architectural and engineering services to conduct a conceptual design study for the Botetourt County Circuit Courthouse and site.

He noted that an evaluation team consisting of Dr. Bailey and Mr. Clinton, Circuit Court Judge Joel Branscom, County Administrator Gary Larrowe, himself, and Purchasing Manager Susan Tincher reviewed and scored the six proposals received and selected three firms for interview. He further noted that these interviews were held on July 17 and, along with the evaluation team, Fincastle Mayor Mary Bess Smith, and Tommy Moore, Circuit Court Clerk participated in the process.

Mr. Moorman stated that during the interviews the firms and the team discussed the significance of the project to, and its potential impact on, the Town of Fincastle. He noted that, as a result of these discussions, the team is requesting that the Board authorize features such as parking, gathering spaces, and other proposals that would enhance the overall quality of life and functionality of the Town, and the highest and best uses of properties adjoining/near the Circuit Courthouse, also be considered as part of the study. He noted that cost estimates for

this project were also discussed during the interviews and, based on non-binding estimates, adequate funding for this project is included in the current County budget.

Mr. Moorman noted that the top three ranked firms were Architectural Partners, Moseley Architects, and Wiley/Wilson and staff is requesting authorization from the Board to begin contract negotiations with the top-ranked firm. He stated that, if negotiations are unsuccessful, then the top-ranked firm will be eliminated from further consideration and staff will enter into negotiations with the next-ranked firm. Mr. Moorman stated that this process will continue until a satisfactory agreement is reached with a firm or the County rejects all proposals.

Mr. Moorman requested that the Board approve the rankings as presented.

Mr. Clinton stated that he thinks that this was a good RFP and interview process. He noted that all of the firms who submitted proposals are very good companies. He stated that the top-ranked firm (Architectural Partners) demonstrated a definite collaborative approach to this process during their interview.

Dr. Bailey stated that Mr. Clinton's engineering knowledge was very helpful in this process. He noted that renovations to the Circuit Courthouse have been discussed for some time and this project is necessary. Dr. Bailey further noted that this project will take several years to complete. He stated that having representatives from the Town of Fincastle involved in this process was a good idea.

Dr. Scothorn stated that he questions having six ranked firms. He noted that, if the staff is unable to negotiate a satisfactory contract with any of the six firms, "we have problems."

Mr. Moorman noted that this ranking includes all the proposals received for this project. He further noted that at any point in the process the County can stop negotiations and reject all proposals and readvertise the RFP.

Dr. Bailey stated that the County issued the RFP, received applications from six firms, an evaluation team reviewed/graded all six applications, and the top three firms were chosen for interviews. He noted that, after the interviews were completed, the team voted on the rankings of those three firms. Dr. Bailey further noted that rankings of the fourth through sixth proposals were based on a grading system of their RFPs.

There being no further discussion, on motion by Mr. Martin, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board approved the ranking of proposals for the Circuit Courthouse Conceptual Plan Study in response to RFP #20-22756, as recommended: Architectural Partners; Moseley Architects; Wiley/Wilson; Crabtree, Rohrbaugh & Associates; Hughes Associates Architects & Engineers; and Spectrum Design. (Resolution Number 20-07-14)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

On motion by Mr. Martin, seconded by Dr. Bailey, and carried by the following recorded vote, the Board authorized the project evaluation team to negotiate and award a satisfactory contract for the Circuit Courthouse Conceptual Plan Study pursuant to the terms and conditions of RFP #20-22756, and as recommended by the Team or, failing to do so, to reject all proposals and issue a new RFP as the team sees fit consistent with the goals of the original RFP. (Resolution Number 20-07-15)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Consideration was then held on a Memorandum of Understanding (MoU) between the County and the Economic Development Authority for office space at Greenfield. Mr. David Moorman, Deputy County Administrator, stated that this is a short-term agreement between the County and the EDA that would be in effect until a long-term lease agreement could be negotiated next year between the EDA and Virginia Western Community College (VWCC) and between the EDA and the County. He noted that the long-term agreement would be drafted after completion of design of an addition to the Greenfield Education and Training Center (ETC) for use by VWCC.

Mr. Moorman stated that the ETC is owned by the EDA and currently leased to VWCC and the Roanoke Valley Broadband Authority and the County utilizes office space under a MoU with VWCC. Mr. Moorman further stated that this short-term MoU memorializes the responsibilities of the County and the EDA for the facility, e.g., maintenance, utilities, transfer of ownership of the two mobile classrooms currently being used by VWCC to the EDA's ownership, etc. He noted that in return, the EDA is transferring lease payments from VWCC, which total \$345,000 annually, to the County to offset some of the County's costs and investments in the facility.

Mr. Moorman stated that the EDA has approved the MoU.

After questioning by Dr. Scothorn, Mr. Moorman stated that the EDA's lease with the Virginia Community College System expired on June 30, 2020, but a lease extension until 2021 was entered into earlier this year to allow the County to work with VWCC to design an addition to the southern end of the ETC.

There being no further discussion, on motion by Dr. Scothorn, seconded by Mr. Clinton, and carried by the following recorded vote, the Board approved a Memorandum of Understanding between the County and the Botetourt County Economic Development Authority for office space at the Greenfield Education and Training Center and authorized the Chairman to sign the document on the County's behalf. (Resolution Number 20-07-16)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Consideration was then held on the issuance of an RFP for planning and design services for a Greenfield building addition for use by Virginia Western Community College (VWCC). Mr. David Moorman, Deputy County Administrator, stated that the County is requesting approval to issue a Request for Proposals for planning and design services for an addition to the Greenfield Education and Training Center for classroom space to be used by VWCC.

He noted that the County would administer the design process and work with VWCC representatives on the addition's planning, design, and architectural firm selection process. Mr. Moorman further noted that the project would be financed through the Economic Development Authority (EDA), who owns the building.

Mr. Moorman also thanked Mr. Clinton for his help in drafting this RFP.

There being no further discussion, on motion by Dr. Scothorn, seconded by Mr. Sloan, and carried by the following recorded vote, the Board authorized the issuance of a Request for Proposals for planning and design services for an addition to the Greenfield Education and Training Center in substantial conformance with the draft presented. (Resolution Number 20-07-17)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Discussion was then held on several social justice-related items.

Mr. Larrowe stated that, during this time of social unrest, there are various discussions taking place associated with historical markers across the State and country. He noted that, for some, the views associated with certain historical names and markers seem to be a painful reminder of the past, present, and the future while, for others, the same elements are viewed as history that cannot be erased.

Mr. Larrowe stated that discussions are occurring as to how to work through a process that allows public opinion while realizing the sensitive nature of these issues. He noted that County Attorney Mark Popovich is present to provide the Board with legal options on this issue.

Mr. Popovich stated that the Virginia General Assembly enacted legislation effective July 1, 2020, that provides local governments with a process to consider removal/relocation of historical monuments through either a voter referendum and public hearing process or through only a public hearing process. He noted that, if the Board directs that a referendum be held, the question would be added to the County's election ballot to allow citizens to vote on the issue.

He stated that the Board can also decide to conduct only a public hearing on this matter. Mr. Popovich noted that very controversial topics usually bring a large number of people to the Supervisors' meetings.

Mr. Popovich stated that there are various steps that have to be followed in this process and, if a public hearing is held, it is required to be advertised for 30 days prior to the hearing being scheduled and the Board making a decision.

Mr. Larrowe stated that today's information on this issue is to "start the discussion" to listen to the community's comments.

Mr. Martin stated that this is a delicate issue and he would like to appoint Mr. Steve Clinton to form a committee to discuss this matter and return a recommendation to the Board.

Mr. Clinton stated that this is a big and important job and questioned what the committee's scope would be in determining an approach, its guiding principles, and the time allowed to assess and make a recommendation to the Board for this issue.

Mr. Martin stated that he would believe that the committee could take whatever time is necessary.

Mr. Popovich stated that the time limit would be at the committee's discretion but he would suggest a 2 – 3 month period. He further stated that the Board may want to set some timelines for the committee's discussion/recommendation process.

Dr. Scothorn suggested that Mr. Clinton consider appointments to the committee from various County historical organizations.

Mr. Martin stated that he appreciates Mr. Clinton being willing to take on this project and he is agreeable with the 2 – 3 month time frame to set up/form the committee and requests that Mr. Clinton report his progress to the Board.

After questioning by Dr. Bailey, Mr. Popovich stated that the Voter Registrar's Office has an 81 day time limit for an item to be submitted for consideration on the upcoming ballot. After further questioning, Mr. Popovich stated that the next election is 91 days from today. Mr. Popovich stated that, if a referendum is recommended by the committee, it can be scheduled for a later election date.

Dr. Scothorn noted that the committee's recommendation could be that this issue be placed on the November 2021 ballot.

Discussion was then held on various committee reports.

Dr. Scothorn stated that the staff had presented the Board with a 3 page listing of 40 suggested items on which \$2.9 million in CARES (Coronavirus Aid, Relief, and Economy Security) Act funds are proposed to be used. He noted that these funds will be used to help local businesses, public safety entities, towns that were impacted by the pandemic, and assist with the provision of telemedicine services, among others.

Dr. Bailey stated that this funding process will be ongoing and there will be many benefits to the County and its citizens, including expansion of broadband services, as a result of receipt of these federal funds.

He noted that these funding requests are within the general parameters for the use of these federal funds and do not exceed the total amount of funding received (\$2,915,679).

After questioning by Dr. Bailey, Mr. Larowe stated that the figures on the chart presented to the Board are estimates for the most part and can be adjusted, if necessary.

After discussion, on motion by Mr. Martin, seconded by Mr. Sloan, and carried by the following recorded vote, the Board directed the CARES Act Committee to review and authorize the expenditure of these federal CARES Act funds and provide the Board with an update on these expenditures at a future meeting. (Resolution Number 20-07-18)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

Mr. Larowe noted that the County's Small Business Grant application process, which uses a portion of these CARES Act funds to help local businesses impacted by the pandemic, has been very successful.

Dr. Scothorn then noted that a Broadband Commission meeting is scheduled for Friday, July 31, at 8AM, to which the public is invited to attend.

Mr. Martin stated that the Commission is doing a great job to help expand broadband service in the County.

Mr. Martin then stated that he had received a request from Ms. Keri Martell for the Board to consider adoption of a resolution regarding Second Amendment rights. He requested that the Board members review the proposed resolution and the issue will be brought back for discussion at the August regular meeting.

After discussion, on motion by Mr. Sloan, seconded by Dr. Scothorn, and carried by the following recorded vote, the Board appointed Mrs. Amy S. White of 905 Stinnett Road, Buchanan, to the Economic Development Authority for a term to expire on November 1, 2022, and directed staff to send a thank you letter to Mr. John Williamson for his previous service on the Authority. (Resolution Number 90-07-19)

AYES: Mr. Clinton, Mr. Sloan, Mr. Martin, Dr. Bailey, Dr. Scothorn

NAYS: None

ABSENT: None

ABSTAINING: None

There being no further discussion, the Chairman adjourned the meeting at 5:22 P. M.