

**CHRISTIANSBURG TOWN COUNCIL
CHRISTIANSBURG, MONTGOMERY CO., VA.
MINUTES OF FEBRUARY 17, 2009 AT 7:30 P.M.**

A REGULAR MEETING OF THE CHRISTIANSBURG TOWN COUNCIL, MONTGOMERY COUNTY, CHRISTIANSBURG, VA. WAS HELD AT THE CHRISTIANSBURG TOWN HALL, 100 EAST MAIN STREET, CHRISTIANSBURG, VA, ON FEBRUARY 17, 2009 AT 7:30 P.M.

COUNCIL MEMBERS PRESENT: Mayor Richard G. Ballengee; Vice-Mayor Bradford J. Stipes; D. Michael Barber; Ann H. Carter; D. Henry Showalter; James H. Vanhoozier; H. Earnest Wade. ABSENT: None

ADMINISTRATION PRESENT: Town Manager R. Lance Terpenny; Assistant Town Manager Barry D. Helms; Town Clerk Michele M. Stipes; Town Attorney Kai Memmer. ABSENT: None.

PLANNING COMMISSION MEMBERS PRESENT: Chairman Steve Simmons; Wayne Booth, Michael Byrd; Dan Canada; Steve Huppert; Craig Moore. ABSENT: None.

MAYOR BALLENGEE stated there was a quorum present of Council Members and Planning Commission Members.

PLEDGE OF ALLEGIANCE.

PUBLIC HEARING

1. Disposition of public property located at the end of Industrial Drive; Christiansburg Industrial Park, Phase XIII, Lot 15 (a 3.34 acre portion of tax parcel 500 - ((A)) - 5). Town Manager Terpenny explained that this lot was previously promised to a business that eventually decided not to purchase it. The lot has come back to the Town for sale. The Town currently has an interested buyer and would sell the lot at the previous asking price. There was no one to speak for or against this request.

REGULAR MEETING

MAYOR BALLENGEE called the Regular Meeting of Council to order and asked if there were any additions or corrections to the Minutes of February 3, 2009. Councilman Wade made a motion to adopt the minutes as presented, seconded by Councilman Barber. Council voted as follows: AYES: Barber, Carter, Showalter, Stipes, Vanhoozier, Wade. NAYS: None.

CITIZEN HEARINGS:

MAYOR BALLENGEE opened the Citizen Hearings for those desiring to address Council.

1. Presentation by Christiansburg Police Department regarding internet crimes against children. Chief Sisson thanked Council for the opportunity to speak. He then introduced Officer Phillip Townley who has been recognized in Southwest Virginia, and statewide, for his proactive investigation and apprehension through the Police Department's internet crime program. Chief Sisson also recognized Lieutenant Derrick Altizer's involvement with the internet crime program. Officer Townley reported on the success of the program since its establishment in July 2008. To date, eighty criminal cases have been initiated in the New River Valley and the Town of Christiansburg. These cases involve crimes against children and internet fraud. The Christiansburg internet crime program works in conjunction with social services, and Southern Virginia taskforce, known as Blue Ridge Thunder. The program is mostly funded through federal grants. Christiansburg also supports and assists other agencies in the fight against child exploitation and internet fraud. Officer Townley stressed that parents need to assist in keeping their children safe by being vigilant, aware, and involved in what their children are doing. Officer Townley suggested visiting the Blue Ridge Thunder website for tips and information for parents, or they could contact him at the Christiansburg Police Department. Mayor Ballengee

and Town Council thanked Chief Sisson, Officer Townley, and Lieutenant Altizer, for their continued efforts in providing safety for the Town's citizens, and beyond, and for keeping Council informed of the progress being made within the Christiansburg Police Department.

2. Planning Commission recommendation on:

- a. Rezoning request relating to a Boundary Line Adjustment Agreement by the Town of Christiansburg and Montgomery County for property containing approximately 170.7 acres of land located at the southwest boundary of the Town adjacent to Buffalo Drive and Mud Pike Road, commonly known as the former Harkrader Property, the Christiansburg Middle School Property and the Harkrader Sports Complex Property (tax parcels 092 - ((A)) - 62, 62B, 62C, 62D, 62E, 62F, 62G, 63, 64, 65, 66, 67, 76, and 77C) and in addition adjoining tax parcels 092 - ((A)) - 62A, 95, 96, 97, 98, 99, and 100 and the unincorporated portion of tax parcels 526 - ((39)) - 9, 10, 11, 12, 13, 14, and 15 from Montgomery County zoning A-1 Agricultural and PUDRES Planned Unit Development Residential to Town zoning MU-1 Residential - Limited Business. A portion of the property is scheduled as Residential and Parks and Recreation in the Future Land Use Map of the Christiansburg Comprehensive Plan and the property is scheduled as Urban Expansion and Residential Transition in the Future Policy Map of the Montgomery County Comprehensive Plan. The Public Hearing for this request was held on February 3, 2009. Secretary Terpenny read the Planning Commission's resolution recommending Town Council approve the rezoning request relating to a Boundary Line Adjustment Agreement with Montgomery County. A copy of the Resolution is attached herewith and made a part of these minutes.
- b. Rezoning request by Albert Land, LP for property on the northern side of Peppers Ferry Road, N.W. at the end of Sage Lane (tax parcels 404 - ((A)) - 2 and 8) from A Agricultural to R-1 Single-Family Residential with proffers. The property contains 21.61 acres and is scheduled as Residential in the Future Land Use Map of the Christiansburg Comprehensive Plan. The Public Hearing for this request was held on February 3, 2009. Mayor Ballengee reported that the developer withdrew this rezoning request after the Planning Commission voted to recommend approval (with one opposition) during the Planning Commission meeting earlier today. There will be no action by Council, and Mayor Ballengee noted that the developer has the right to bring this request back to Council at any time.

3. Citizen Comments:

- a. Mr. Jeremy Hart of Valley Curbside Recycling introduced himself to Council and presented a brief update on his newly initiated, recycling business. Valley Curbside Recycling offers weekly curbside recycling pickup to a pilot area of approximately eight hundred and sixty homes. There are currently several dozen homes registered to receive this service, and the business plans to soon expand to other neighborhoods, with the intent to eventually offer the service to everyone in Christiansburg. Mr. Hart provided Council with a brochure outlining the service provided and fee structure. Mr. Hart thanked Council for its support of this new endeavor.
- b. Lisa Gardner, Phlegar Street, expressed her support for recycling and urged others to participate by signing up to receive the service through Valley Curbside Recycling.

There being no one else to address Council, MAYOR BALLENGEE closed the Citizen Hearings.

DISCUSSIONS BY MAYOR AND COUNCIL MEMBERS:

1. Council action on:

- a. Rezoning request relating to a Boundary Line Adjustment Agreement by the Town of Christiansburg and Montgomery County for property containing approximately 170.7 acres of land located at the southwest boundary of the Town adjacent to Buffalo Drive and Mud Pike Road, commonly known as the former Harkrader Property, the Christiansburg Middle School Property and the Harkrader Sports Complex Property (tax parcels 092 - ((A)) - 62, 62B, 62C, 62D, 62E, 62F, 62G, 63, 64, 65, 66, 67, 76, and 77C) and in addition adjoining tax parcels 092 - ((A)) - 62A, 95, 96, 97, 98, 99, and 100 and the unincorporated portion of tax parcels 526 - ((39)) - 9, 10, 11, 12, 13, 14, and 15 from Montgomery County zoning A-1 Agricultural and

PUDRES Planned Unit Development Residential to Town zoning MU-1 Residential - Limited Business. A portion of the property is scheduled as Residential and Parks and Recreation in the Future Land Use Map of the Christiansburg Comprehensive Plan and the property is scheduled as Urban Expansion and Residential Transition in the Future Policy Map of the Montgomery County Comprehensive Plan. Councilman Vanhoozier made a motion to approve the rezoning request, seconded by Councilman Barber. Town Clerk Stipes polled Council as follows: Barber - AYE; Carter - AYE; Showalter - AYE; Stipes - AYE; Vanhoozier - AYE; Wade - AYE.

- b. Disposition of public property located at the end of Industrial Drive; Christiansburg Industrial Park, Phase XIII, Lot 15 (a 3.34 acre portion of tax parcel 500 - ((A)) - 5). Councilman Barber made a motion to authorize the Town Manager to proceed with the sale of the final lot in the Christiansburg Industrial Park. The motion was seconded by Councilman Wade and Town Clerk Stipes polled Council as follows: Barber - AYE; Carter - AYE; Showalter - AYE; Stipes - AYE; Vanhoozier - AYE; Wade - AYE.
2. Resolution for Fast Rail Freight and Passenger Service. Town Manager Terpenny presented to Council a resolution petitioning Virginia's Federal representative to sponsor a grant for building a model 21st Century rail Steel Interstate service in the I-81 Corridor to demonstrate fast rail freight and passenger service potential to the nation. The purpose of the resolution is to encourage federal legislators to seek grants to assist in upgrading Norfolk and Southern railway to accommodate truck freight. Mayor Ballengee felt it important to allow the Metropolitan Planning Organization the first opportunity to support this initiative, since it has discussed this matter in the past. Christiansburg would then have the opportunity to provide support as part of the MPO. After further Council discussion, Councilman Wade made a motion to support the Resolution as presented, seconded by Councilman Barber. Council voted as follows: AYES: Barber, Carter, Showalter, Stipes, Vanhoozier, Wade. NAYS: None.
3. Curbside Recycling study. Town Council discussed the curbside recycling study provided by Town Manager Terpenny. After discussing options for recycling provided in the study, and after listening to Mr. Jeremy Hart's report on his recycling business, Councilman Barber recommended monitoring and supporting Valley Curbside Recycling for twelve months, suggesting providing contact information for the business on the website under recycling. Manager Terpenny commented that the Town's Public Works Department was instrumental in helping Mr. Hart map out the pick-up areas in Town. Manager Terpenny also expressed strong support for the recycling company, noting the importance of private enterprise. Council agreed with Councilman Barber's recommendation and, therefore, Mayor Ballengee announced that Town Council will revisit the curbside recycling matter in one year.
4. Recodification of Town Code. Town Manager Terpenny reported that the Town's Planning Department has been researching proposals for recodification of the Town Code and will soon write and RFP to send to private consulting firms. Recodification of the Christiansburg Town Code was last done in 1992, and is recommended every ten years because of frequent changes in State Code. Recodification involves line by line review and updating, with a cost of approximately forty-thousand dollars. This cost has been budgeted for the past few years.
5. Legislative Day report. Councilman Wade gave a brief update on Council's attendance at VML Legislative Day. Those in attendance met with local legislators and elected officials from Blacksburg and Montgomery County. Economic news is dismal and Councilman Wade encouraged deep cuts in Town, especially now at budget time. One bright spot is that the widening of Route 114 may benefit from the Federal Stimulus Package, and Councilman Wade warned that it is important to keep this matter at the forefront in Richmond. Councilman Barber suggested adopting a Resolution of Support to submit to Federal and State Legislators encouraging funding for the remainder of the Route 114 project. Mayor Ballengee said he would prepare a resolution and present it to Council at the next regular Town Council meeting.

PUBLIC HEARING REQUEST(S) - Town Manager Terpenny presented the following request(s) and recommended setting the Public Hearing(s) as indicated:

March 17, 2009

1. Conditional Use Permit request, residential use in the B-3 General Business District, Roanoke Street.

On motion by Councilman Barber, seconded by Councilman Wade, Council voted to set the Public Hearing(s) as indicated. Council voted on the motion as follows: AYES: Barber, Carter, Showalter, Stipes, Vanhoozier, Wade. NAYS: None.

TOWN MANAGER TERPENNY reported that he has sent Council's list of comments to Virginia Tech for consideration in finalizing the aquatic center lease agreement. Attorney Jim Gwynn will report to Council on this matter in March.

COUNCILMAN BARBER noted that a Finance Committee meeting has been scheduled for 5:00 P.M. on Thursday, February 19, 2009, for the discussion of possible future staff position(s).

ADJOURN:

There being no further business to bring before Council the meeting was adjourned at 8:32 P.M.

Michele M. Stipes, Clerk of Council

Richard G. Ballengee, Mayor