

## **LAW ENFORCEMENT MUTUAL AID AGREEMENT**

**THIS AGREEMENT**, dated the 1st day of January, 2014, between the **TOWN OF CHRISTIANSBURG, VIRGINIA**, a municipal corporation ("Christiansburg"), and the **COUNTY OF MONTGOMERY, VIRGINIA**.

### **BACKGROUND**

Christiansburg and Montgomery County intend by this Agreement to enter into a reciprocal agreement for cooperation in furnishing law enforcement services and for the joint use of their law enforcement personnel, equipment and materials for their mutual protection, defense, and the maintenance of peace and order, pursuant to Section 15.2-1736 of the Code of Virginia (1950), as amended, subject to the specific terms and conditions contained herein.

### **AGREEMENT**

In consideration of the premises, covenants, and mutual promises contained in this Agreement, the parties agree as follows:

1. Christiansburg and Montgomery County will endeavor to provide law enforcement support each to the other within their respective capabilities at the time the request for such support is made and may invoke the aid contemplated in this Agreement: (a) in the event of an emergency as determined by the Sheriff of Montgomery County or his/her designee (in the case of an emergency under Montgomery County's jurisdiction), or by the Police Chief of Christiansburg or his/her designee (in the case of an emergency in Christiansburg); (b) in the event either party requires the assistance of the other for the enforcement of laws designed to control or

prohibit the use or sale of controlled drugs or the enforcement of laws pertaining to sexual offenses as defined in Article 3, Ch. 8, Title 18.2, Code of Virginia (1950), as amended; or (c) in any other case where such aid is deemed necessary by the parties to this Agreement for the protection, defense, maintenance of the peace and, order, or the enforcement of laws.

In any such event, Montgomery County through its chief law enforcement officer or Christiansburg through its chief law enforcement officer may request assistance of the other without the necessity of deputizing deputies or officers. Such officers shall have the same authority and full police powers as conferred upon them by law in their own locality during the period of such emergency or necessity (including the authority and power to make arrests) and may participate in law enforcement activities in the other jurisdiction to the extent authorized by the laws of the Commonwealth of Virginia.

For the purposes of this Agreement, the jurisdiction of Christiansburg shall be the present or future Christiansburg town limits and the jurisdiction of Montgomery County shall be the present or future boundaries of Montgomery County.

2. All law enforcement personnel responding to a request for assistance pursuant to this Agreement shall report to and take direction from the chief law enforcement officer of the requesting agency or his/her designee.
3. Nothing contained in this Agreement shall be construed to compel any party hereto to respond to a request for law enforcement support when the law enforcement personnel, equipment, or materials of the jurisdiction to whom the request is directed are, in the opinion of said jurisdiction, needed or in use for other duties within the boundaries of that jurisdiction.

4. The requesting jurisdiction shall be responsible for establishing a radio communication system for use by the responding jurisdiction.
5. Prior to the effective date of this Agreement, the parties hereto shall notify their respective law enforcement liability insurance carriers of the existence and terms of the Agreement.
6. The services performed and expenditures made under this Agreement shall be deemed for public and governmental purposes, and when acting hereunder, the parties and their police officers, deputies, and their principals shall be entitled to all of the same immunities from liability enjoyed in their own jurisdiction and shall enjoy all the same exemptions from laws, ordinances, and regulations and shall have all of the same pension, relief, disability, workers' compensation and other benefits enjoyed by them while performing their regular job duties.
7. Neither party shall be liable to the other for any cost associated with or arising out of the rendering of assistance pursuant to this Agreement.
8. The parties to this Agreement recognize that they are each fully capable of independently providing services to adequately serve their respective political subdivisions. The governing bodies of the parties to this Agreement each agree that this Agreement shall not be used against either party in future annexation proceedings.
9. The effective date of this Agreement is January 1, 2014. Its term shall be five (5) years from its effective date, and it shall be renewed automatically for one (1) additional five (5) year period unless within ninety (90) days prior to the

expiration of this Agreement, either party terminates the agreement as set forth in paragraph 10 herein.

10. This Agreement may be terminated by either party upon ninety (90) days written notice to the other party.

11. The use of the term "party" shall include the party's employees, officials and officers.

Approved as to form:

TOWN OF CHRISTIANBURG, VIRGINIA

\_\_\_\_\_

By: \_\_\_\_\_

Counsel for Town of Christiansburg

Chief of Police

Date: \_\_\_\_\_

Approved as to form:

MONTGOMERY COUNTY, VIRGINIA

\_\_\_\_\_

By: \_\_\_\_\_

Counsel for Montgomery County

Sheriff

Date: \_\_\_\_\_

Approved by Resolution # \_\_\_\_\_ of the Christiansburg Town Council  
on \_\_\_\_\_.

Approved by Resolution # \_\_\_\_\_ of the Montgomery County Board of  
Supervisors on \_\_\_\_\_.

**HOUSE BILL NO. 1010**

Offered January 8, 2014

Prefiled January 8, 2014

*A BILL to amend and reenact § [32.1-111.5](#) of the Code of Virginia, relating to emergency medical services providers; certification.*

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Patron-- Byron

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Referred to Committee on Health, Welfare and Institutions  
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Be it enacted by the General Assembly of Virginia:

1. That § [32.1-111.5](#) of the Code of Virginia is amended and reenacted as follows:

§ [32.1-111.5](#). Certification and recertification of emergency medical services providers; appeals process.

A. The Board shall prescribe by regulation the qualifications required for certification of emergency medical services providers, including those qualifications necessary for authorization to follow Do Not Resuscitate Orders pursuant to § [54.1-2987.1](#). Such regulations shall *require no more than 40 hours of classroom instruction for certification of an emergency medical services provider as an emergency medical responder or emergency medical services first responder and no more than 80 hours of classroom instruction for certification of an emergency medical services provider as an emergency medical technician and shall include criteria for determining whether an applicant's relevant practical experience and didactic and clinical components of education and training completed during his service as a member of any branch of the armed forces of the United States may be accepted by the Commissioner as evidence of satisfaction of the requirements for certification.*

B. Each person desiring certification as an emergency medical services provider shall apply to the Commissioner upon a form prescribed by the Board. Upon receipt of such application, the Commissioner shall cause the applicant to be examined or otherwise determined to be qualified for certification. When determining whether an applicant is qualified for certification, the Commissioner shall consider and may accept relevant practical experience and didactic and clinical components of education and training completed by an applicant during his service as a member of any branch of the armed forces of the United States as evidence of satisfaction of the requirements for certification. If the Commissioner determines that the applicant meets the requirements for certification as an emergency medical services provider, he shall issue a certificate to the applicant. An emergency medical services provider certificate so issued shall be valid for a period required by law or prescribed by the Board. Any certificate so issued may be suspended at any time that the Commissioner determines that the holder no longer meets the qualifications prescribed for such emergency medical services provider. The Commissioner may temporarily suspend any certificate without notice, pending a hearing or informal fact-finding conference, if the Commissioner finds that there is a substantial danger to public health or safety. When the Commissioner has temporarily suspended a certificate pending a hearing, the Commissioner shall seek an expedited hearing in accordance with the Administrative Process Act (§ [2.2-4000](#) et seq.).

C. The Board shall prescribe by regulation procedures and the qualifications required for the recertification of emergency medical services providers.

D. The Commissioner may issue a temporary certificate when he finds that it is in the public interest. A temporary certificate shall be valid for a period not exceeding 90 days.

E. The State Board of Health shall require each person who, on or after July 1, 2013, applies to be a volunteer with or employee of an emergency medical services agency to submit fingerprints and provide personal descriptive information to be forwarded along with his fingerprints through the Central Criminal Records Exchange to the Federal Bureau of Investigation, for the purpose of obtaining his criminal history record information. The Central Criminal Records Exchange shall forward the results of the state and national records search to the Commissioner or his designee, who shall be a governmental entity. If an applicant is denied employment or service as a volunteer because of information appearing on his criminal history record and the applicant disputes the information upon which the denial was based, the Central Criminal Records Exchange shall, upon written request, furnish to the applicant the procedures for obtaining a copy of the criminal history record from the Federal Bureau of Investigation.

The Town of Christiansburg, is opposed to Virginia House Bill 1010. This bill would require a reduction in maximum allowable training hours for emergency medical services providers. Christiansburg Rescue Squad is an active member agency of the Virginia Association of Volunteer Rescue Squads. We share this association's concerns listed below as reasons that this bill is not beneficial and is actually harmful to the EMS system in Virginia. We ask your support in opposing this bill.

1. The National EMS Education Standards were adopted as the foundation for state licensure in 2009. Virginia came into compliance with this July 1, 2012.
2. The current educational model was extensively reviewed by constituent groups represented on the Training and Certification Committee, Medical Direction Committee, EMS Advisory Board and approved through the regulatory process by the Board of Health.
3. The current process ensures Virginia is in full compliance with the current national standard of care as described by the National EMS Core Content, National Scope of Practice, and National EMS Education Standards adopted by the US DOT in the EMS Education Agenda for the Future.
4. This bill does not address the root causes of EMS provider availability.
5. The bill risks establishing an educational standard in Virginia that is below the accepted national level and could lead to poorly prepared students and ultimately fewer providers due to increased fail rates on national and state certification examinations.
6. No other healthcare profession has addressed the shortage of providers by lowering or limiting the educational component (shortage of physicians, shortage of nurses, etc.)
7. Reduces the ability to update educational components for future improvements and standards of care initiatives due to the cap of 40 hours for EMR and 80 hours for EMT in this bill.
8. The current educational content was increased after the previous content was recognized as being an inadequate foundation for the subsequent EMS education
9. The current education standards for the most part have kept the same material and hour requirements except that the federally mandated NIMS component has been added. It is this and the hazmat component that really added to the hour's requirement. We have accepted the minimum hour requirement for the Operation component of the standards.
10. Standards of care have changed significantly due to technological advances that allow for improved patient assessment capabilities. Reducing or restricting initial training may negatively affect the ability to effectively utilize these technologies and negatively impacting patient care due to lack of interpretive abilities (critical thinking skills).



# Town of Christiansburg, Virginia 24073

100 East Main Street ~ Telephone 540-382-6128 ~ Fax 540-382-7338

ESTABLISHED  
NOVEMBER 10, 1792

INCORPORATED  
JANUARY 7, 1833

MAYOR  
D. MICHAEL BARBER

COUNCIL MEMBERS  
SAMUEL M. BISHOP  
R. CORD HALL  
STEVE HUPPERT  
HENRY SHOWALTER  
BRADFORD J. "BRAD" STIPES  
JAMES W. "JIM" VANHOOZIER

TOWN MANAGER  
BARRY D. HELMS

ASSISTANT TOWN MANAGER  
RANDY S. WINGFIELD

DIRECTOR OF  
FINANCE/TOWN TREASURER  
VALERIE L. TWEEDIE

CLERK OF COUNCIL  
MICHELE M. STIPES

TOWN ATTORNEY  
GUYNN, MEMMER &  
DILLON, P.C.

## OFFICE OF: Assistant Town Manager

January 30, 2014

Bobby Nixon and Shelby S. Roberts  
15 E. Main Street  
Christiansburg, VA 24073

Alan Bryan and Susan Shannon Huff Sherman  
1144 Smith Creek Road  
Christiansburg, VA 24073

Kevin D. Alexander  
P.O. Box 6524  
Christiansburg, VA 24068


Main Street Preservation RLLLP  
10 W. Main Street  
Christiansburg, VA 24073-2942

Dear Property and Business Owners:

In response to concerns raised regarding on-street parking in the downtown area, particularly parking on E. Main Street between N. Franklin Street and Roanoke Street, the Street Committee of the Christiansburg Town Council is considering recommending adjustments to on-street parking time limits. We invite you to present your ideas and opinions at the Street Committee meeting scheduled for Tuesday, February 11, 2014 at 6:30 p.m. in the Town Manger's Office, Christiansburg Town Hall, 100 E. Main Street, Christiansburg, VA 24073. If you are unable to attend and would like to present your views, you may write the Town at the above address to provide any comments.

The Town realizes that there is a limited number of public on-street parking spaces and has experienced problems with our own parking lot being utilized for parking other than Town business. Please try to utilize any private off-street parking that you may have available to the fullest extent possible in order to maintain adequate on-street parking availability for patrons of the businesses. The on-street parking on E. Main Street has a three hour limitation which may change depending on the recommendation of the Street Committee and final decision by Town Council. The Town will enforce whatever time limitations are decided by Town Council. The Town welcomes any suggestions you may have in regards to improving the parking situation. Thank you for your cooperation in our attempts to make your businesses more accessible to the general public. Should you have any suggestions or questions, please contact me at (540) 382-6128 x 1119.

Sincerely yours,

  
Randy Wingfield  
Assistant Town Manager

Cc: Henry Whitehurst, PC, P.O. Box 6066, Christiansburg, VA 24068  
Wade M. McNichols Law Office, 23 E. Main Street, Christiansburg, VA 24073  
Simmons Law Firm, PC, 16 E. Main Street, Suite 100, Christiansburg, VA 24073  
Fink Engineering & Land Surveying, 16 E. Main Street, Christiansburg, VA 24073  
Green Oak Financial Advisors, 16 E. Main Street, Christiansburg, VA 24073  
NRV Processing, LLC, P.O. Box 6491, Christiansburg, VA 24068  
David Stephens Plumbing and Electrical, Inc., 4470 Fairview Drive, Christiansburg, VA 24073



February 3, 2014

Town of Christiansburg, Virginia 24073  
100 East Main Street  
Christiansburg, VA 24073

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**FEB 05 2014**

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Subject: Parking on East Main Street

Dear Council Members,

I am writing in order to address the issue of downtown parking on East Main Street. The time allowed for such parking is currently posted as 3 hours. It is imperative that this be changed to no longer than 30 minute parking in order to promote downtown business and encourage more customer traffic that is currently possible.

So many of the main street parking spaces are being used by people going into and out of the Courthouse, for which a parking garage and additional parking spaces behind the Courthouse were designed to accommodate. Many of the main street parking spaces are occupied by 8:00 to 8:30 AM and those same vehicles are still parked there until approximately noon. Once the lunch hour is finished, those same parking spaces are once again taken from 1:00 PM until the Courthouse closing at 4:30 PM. These same parking spaces are being used by Deputy Sheriff cars, Christiansburg Town Police, lawyers, and other officials who do business at the Courthouse and/or Police Stations.

We constantly have customers tell us that they drive by our business 4-5 times and are never able to find a parking place on the street. This hurts our florist, which also results in lost town and county tax revenues, because people cannot enter our establishment in order to conduct any business. Families have told us that they can't even find a place to park in order to come in and select flowers for their loved ones' funeral!

Additionally, our suppliers also have a problem finding a place to park in order to deliver those materials and supplies we need in order to maintain our operations and have merchandise to sell. There are no parking spaces available for drive-by sales representatives in order to come in and spend time showcasing new floral products for us to sell to the public. Few people ever stay in our shop more than 30 minutes, and no one should have the right to park on a town's main street for hours while doing business in a public courthouse.

We never experienced this problem to the degree we are now, until the opening of the new courthouse. This problem is exacerbated by people who refuse to park in those spaces that were designed for customers of the new courthouse facilities. Sadly enough, even the police and sheriff departments have not set a good example to the general public, when they have personnel who do not park in their appropriate spaces either.

We are asking you to please give serious consideration to having this time limit for public street parking changed to no longer than 30 minutes. We implore you to also begin to ticket people who leave their cars setting longer than this time allotment and enforce a financial penalty severe enough to discourage this practice. We believe that this would help solve a major problem for downtown businesses that have seen a dramatic decline in foot traffic, as well as help a lot of citizens who enjoy the experience of shopping downtown.

Sincerely,

A handwritten signature in cursive script that reads "Bobby N. Roberts".

Bobby N. Roberts, Owner  
Angle Florist, Inc.

Received at Town Hall:

November 20, 2013

NOV 25 2013

Randy Wingfield, Assistant Town Manager  
100 East Main Street  
Christiansburg, VA 24073

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Dear Mr. Wingfield,

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**Sincerely,**

**Bobby N. Roberts, Owner  
Angle Florist, Inc.**

**Cc: Mr. Tommy Whitt, Montgomery County Sheriff  
Cc: Mr. Mark Sisson, Chief, Christiansburg Police Department  
Cc: Member, Christiansburg Town Council**

A RESOLUTION ADOPTING FINES FOR CERTAIN PARKING VIOLATIONS  
AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS the Town Council of Christiansburg, Virginia has studied the amendment to Chapter 34 “Traffic and Motor Vehicles” of the Christiansburg Town Code and has determined adoption of accompanying fines and/or increases in certain fines is appropriate; and,

WHEREAS, notice of the intention of the Town Council to adopt such ordinance was published two consecutive weeks (January 29, 2014 and February 5, 2014) in The News Messenger, a newspaper published in and having general circulation in the Town of Christiansburg; and,

WHEREAS, a public hearing of Council of the Town was held February 11, 2014; and,

WHEREAS, the Christiansburg Town Council has found that the public necessity, convenience, and general welfare (**permit / do not permit**) the adoption of such fines and/or fine increases;

NOW THEREFORE, be it resolved that the Christiansburg Town Council (**approves / does not approve**) the adoption of such fines and/or fine increases as follows:

	<u>Current Fine</u>	<u>Proposed Fine</u>
Meter violation - initial violation (Section 34-7)	\$2.00	\$10.00
Subsequent fine for each meter violation in excess of 2 hours (Section 34-7)	\$2.00	\$10.00
Non-metered parking in excess of posted time limit (Section 34-15(b)(15))	\$2.00	\$10.00
Parking on wrong side of street (Section 34-11)	\$25.00	\$25.00
Parking so as to block driveway (Sections 34-12 and 34-15(b)(14))	\$25.00	\$25.00
Parking on yellow line or curb (Section 34-15(b)(12))	\$25.00	\$25.00
Parking in other prohibited zone (Section 34-15)	\$25.00	\$25.00
Parking near fire hydrant (Section 34-8)	\$20.00	\$100.00
Parking in fire lane (Section 34-9)	\$100.00	\$100.00
Parked in space reserved for persons with disabilities (Section 34-6)	\$500.00	\$500.00

Parking without valid license plates (Section 34-13)	--	--
Parking without valid inspection sticker (Section 34-14)	--	--

These fines for parking violations shall be effective upon adoption.

Upon a call for an aye and nay vote on the foregoing resolution on a motion by Councilman \_\_\_\_\_ seconded by Councilman \_\_\_\_\_ at a regular meeting of the Council of the Town of Christiansburg, Virginia held \_\_\_\_\_, 2014, the members of the Council of the Town of Christiansburg, Virginia present throughout all deliberations on the foregoing and voting or abstaining, stood as indicated opposite their names as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor D. Michael Barber*				
Samuel M. Bishop				
Cord Hall				
Steve Huppert				
Henry Showalter				
Bradford J. Stipes				
James W. Vanhoozier				

\*Mayor votes only in the event of a tie vote by Council.

\_\_\_\_\_  
D. Michael Barber, Mayor

A True Copy Test:

\_\_\_\_\_  
Michele M. Stipes, Clerk of Council