

AGENDA

Tuesday, July 9, 2013

4:00 p.m.

4:00 CALL MEETING TO ORDER

CLOSED SESSION

Code of Virginia, Section 2.2-3711 – **A.1. Personnel; A.5 Industrial/Business Prospects**; discussion concerning a business or industry considering expansion with no previous announcement being made, and **A.7 Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation.

5:00 CALL MEETING TO OPEN SESSION

Invocation and Pledge of Allegiance

ADOPTION OF AGENDA

Adopt the agenda and the additional agenda as presented

MINUTES OF PREVIOUS MEETINGS

Request adoption of the June 11 and 28, 2013 minutes (**pg. 6-26**)

FINANCIAL STATUS

Charlie Atkins – Inform the Board of the County's financial status

PAYMENT OF INVOICES

Consideration of appropriations and accounts payable as listed on the additional agenda

5:15 CITIZENS TIME

NEW BUSINESS

Sally Morgan – Introduction of Businesses in Smyth County

Pat Messer – Plant Manager, TRW

Consideration of Enterprise Zone #51 Amendments from June 11, 2013 public hearing

FY 2013 Aid to Localities Allocations – Michael Carter, County Administrator (pg. 27)

Real estate tax refund – Michelle Clayton, County Attorney (pg. 28-29)

6:00 Public Hearing – Abandonment of a portion of Atkins Tank Road

NOTICE OF PUBLIC HEARING

Pursuant to section 33.1-151 of the Code of Virginia, the Smyth County Board of Supervisors will conduct a public hearing on Tuesday, July 9, 2013 at 6:00 P.M., or soon thereafter, in the Board of Supervisors meeting room at 121 Bagley Circle, Smyth County Office Building.

The purpose of the hearing will be to receive comments on a proposed abandonment of a portion of Secondary Route 686 (“Atkins Tank Road”) from Route 625 (“Virginia Highlands Avenue”) to approximately 380 feet east of Route 625.

At the above-mentioned day, time, and place any citizen of Smyth County may appear to express their opinion(s).

A full copy of a map detailing the surrounding affected area is on file at the office of the County Administrator at 121 Bagley Circle, Suite 100, Marion VA, and may be viewed during regular business hours 8:00 am – 5:00 pm, Monday – Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact Clegg Williams, Smyth County ADA Coordinator, at (276) 783-3298 x227 at least forty eight (48) hours prior to the hearing.

Done by order of the Board of Supervisors
Michael L. Carter, County Administrator

6:15 Public Hearing – Rich Valley Fair festival permit

PUBLIC HEARING NOTICE

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, July 9, 2013, at 6:15 p.m., or soon thereafter, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application for an Annual Musical or Entertainment Festival permit under the Code of Smyth County, Virginia:

The Rich Valley Fair Association has submitted a festival application for a nine (9) day event to be held July 26, 2013 thru August 3, 2013. This event will be held at

the Rich Valley Fairgrounds located at 325 Long Hollow Road, Saltville, Virginia.
The applied festival hours are as follows:

Friday, July, 26, 2013 – 7:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Saturday, July 27, 2013 – 7:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Sunday, July 28, 2013 – 6:00 p.m. to 10:00 p.m.

Monday, July 29, 2013 – 4:30 p.m. to 10:30 p.m.

Tuesday, July 30, 2013 – 1:30 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Wednesday, July 31, 2013 – 6:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Thursday, August 1, 2013 – 6:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Friday, August 2, 2013 – 6:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Saturday, August 3, 2013 – 10:00 a.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

At this public hearing, subject to the rules of procedure of the Board of Supervisors of Smyth County, Virginia, any person may appear and state his/her views thereon.

A copy of this application along with their maps and plans are on file in the Office of the County Administrator of Smyth County at the address given above, and may be viewed Monday through Friday, 8:00 a.m. to 5:00 p.m.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, Smyth County ADA Coordinator, at (276) 783-3298 x227 at least forty eight (48) hours prior to the public hearing.

Done by order of the Board of Supervisors
Michael L. Carter, County Administrator

6:30 Public Hearing – Proposed vacation of a public utility easement

NOTICE OF PUBLIC HEARING

Pursuant to sections 15.2-2204 and 15.2-2271(2) of the Code of Virginia, the Smyth County Board of Supervisors will conduct a public hearing on Tuesday, July 9, 2013 at 6:30 P.M., or soon thereafter, in the Board of Supervisors meeting room at 121 Bagley Circle, Smyth County Office Building.

The purpose of the hearing will be to receive comments on a proposed ordinance vacating a public utility easement located at Chestnut Ridge Road Rt. 645 and shown on a Plat Slide 331, Page 3 on lots 7 and 8 of the Deer Run Development on Chestnut Ridge.

At the above-mentioned day, time, and place any citizen of Smyth County may appear to express their opinion(s).

A full copy of a map detailing the surrounding affected area is on file at the office of the County Administrator at 121 Bagley Circle, Suite 100, Marion VA, and may be viewed during regular business hours 8:00 am – 5:00 pm, Monday – Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact Clegg Williams, Smyth County ADA Coordinator, at (276) 783-3298 x227 at least forty eight (48) hours prior to the hearing.

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Michael L. Carter, County Administrator

Committee recommendation

Budget Committee – Chilhowie District Supervisor Wade H. Blevins, Jr., Chairman

- Consideration of School Resource Officer positions **(pg. 30-31)**
- Recommendation of accounting firm for FY13-15 audit

Personnel Committee – Chilhowie District Supervisors Wade H. Blevins, Jr., Chairman

- Recommended changes to leave share policy

Fingerprinting fee – Sheriff David Bradley

IDA Appointment for Saltville District – Saltville District Supervisor Roscoe D. Call

IDA Appointment to SWIFA Board – Sally Morgan, Economic Development Planner

OLD BUSINESS

1. Collection of delinquent taxes. **(8-10-04)**
2. Referred to the Water and Sewer Counsel, proceed with legal documents to provide uncollectable names and accounts from the Water and Sewer Department to other water providers in the county. **(2-10-09)**
3. Nuisance complaint against a property owned by Joseph F. Ellis, Jr. – The Board voted to leave the matter on the Old Business agenda until the conclusion of a civil case is resolved. *(Civil case filed March 6, 2009)*. At that time, the nuisance issue will be revisited. Mr. Patton Graham (Mr. Ellis' Attorney) will update the Board on the civil case as it progresses. **(4-14-09)**
4. Financial Discussion. **(2-9-10)**

5. Town of Marion's boundary line adjustment request (**10-25-11**)
6. Mega-Site Project (**11-17-11**)
7. Request for Designation of a Special Project Area by Virginia Outdoors Foundation (**2-12-13**)
8. Reaffirmation of Virginia Sovereignty (**3-12-13**)

Supervisor Comment Time

PLEASE NOTE UPCOMING MEETINGS:

Industrial Development Authority – Wednesday, July 17, 2013 – 3:30 p.m.

Board of Supervisors Joint Public Hearing with Planning Commission – Thursday, July 25, 2013 – 7:00 p.m.

CONTINUE MEETING