

# AGENDA

Tuesday, March 12, 2013

4:00 p.m.

## **4:00 CALL MEETING TO ORDER**

## **CLOSED SESSION**

Code of Virginia, Section 2.2-3711 – **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 February 7 and February 12, 2013 minutes (**pg. 5**)

## **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**

**5:30 Stephen Clear, Southwest Virginia Regional Jail Authority**  
VRA Resolution (pg. 51)

**5:40 Crystal Breeding, United Way Virginia Highlands**

**5:50 John Patterson, American Wood Fibers**  
Update on American Wood Fibers

**6:00 Public Hearing**

**PUBLIC HEARING NOTICE  
TO CONSIDER DEED MODIFICATIONS  
ALLOWING FOR PLACEMENT OF A  
PERMANENT FARMER'S MARKET STRUCTURE  
ON THE FORMER COUNTY OWNED PROPERTY  
BOUNDED BY CHILHOWIE STREET & NORTH PINE AVENUE**

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, March 12, 2013, at 6:00 p.m., or as soon thereafter, to receive public input concerning deed modifications allowing for placement of a permanent farmer's market structure on the former County owned property bounded by Chilhowie Street and North Pine Avenue in the Town of Chilhowie. The public hearing will be held at the Board of Supervisors Meeting Room in the Smyth County Office Building located at 121 Bagley Circle, Marion, Virginia 24354.

Copies of the plans are available for inspection in the Smyth County Administrator's Office at the address given above, Monday - Friday, from 8:00 a.m. to 5:00 p.m. If you have any questions, please contact Michelle Clayton, County Attorney, by telephone at (276) 783-3298 x201.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact the 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 William Carr**  
Information on Reaffirmation of Virginia Sovereignty

**6:30 Charlie Harrington, Emergency Services Coordinator**  
VDEM 2012 SLEMPG Alternate EOC Enhancement Award (pg. 61)

**6:45 Bill Turman, Chief Animal Control Officer**  
Update on animal shelter

**Michelle Clayton, County Attorney**

- Public-Private Educational Facilities Infrastructure Act (PPEA)
- Update on Comprehensive Plan
- Railroad permit for Groseclose sewer project – consideration of contract and appropriation of permit funds in the amount of \$18,300 **(pg. 67)**
- Memorial Tree for John Tate

**Scott Simpson, Assistant County Administrator**

- Contract with ECS Mid-Atlantic for construction materials testing during phase one of the Courthouse renovation **(pg. 77)**

**Michael Carter, County Administrator**

- The Crooked Road – Designation as a National Heritage Area **(pg. 88)**

**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**)

**Supervisor Comment Time**

**PLEASE NOTE UPCOMING MEETINGS:**

Industrial Development Authority – Wednesday, March 20, 2013 – 3:30 p.m.

Joint BOS/Planning Commission Meeting – Thursday, March 28, 2013 – 7:00 p.m.

**CONTINUE MEETING**