

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, January 14, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chilhowie District Supervisor Wade H Blevins, Jr.; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Planning Commissioner G. Blake Frazier (6)

**ABSENT:** Park District Supervisor M. Todd Dishner (1)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods (4)

**OTHERS:** Stephanie Porter-Nichols, Smyth County News and Messenger, Seth and Brandi Heath, Officer Surber, Smyth County Sheriff's Office and approximately 5 citizens.

[4:03:51 PM](#) Michael Carter, County Administrator called the meeting to order.

[4:05:01 PM](#) A motion was made by Rye Valley District Supervisor Rick K Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.1**; Discussion, consideration, or interviews of prospective candidates for employment and **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. Saltville District Supervisor Roscoe D Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Park District Supervisor M. Todd Dishner

[5:05:01 PM](#) Michael Carter, County Administrator called meeting back to order from Closed session.

It was moved by Rye Valley District Supervisor Rick K Blevins, seconded by North Fork District Supervisor Ron C Blevins, to adopt the following resolution certifying the Business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Park District Supervisor M. Todd Dishner

Extension Office employee, Andy Overbay gave the invocation and Human Resource Manager Lisa Richardson led the Pledge of Allegiance.

5:07:35 PM Pat Messer, Plant Manager with TRW was recognized by Michael Carter, County Administrator for all of the work TRW is doing in Smyth County. He was presented with the Enterprise Incentive for \$50,000.00 by Michael Carter. Mr. Messer spoke and gave his appreciation to the County, and explained the improvements TRW has made to date.

5:10:04 PM A motion was made by Saltville District Supervisor Roscoe D Call, seconded by North Fork District Supervisor Ron C Blevins to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

5:11:11 PM Michael Carter, County Administrator opened the floor to discussion and nominations for the Election of Officers for the calendar year of 2014.

Saltville District Supervisor Roscoe D. Call made a motion to nominate Chilhowie District Supervisor Wade H. Blevins, Jr. as Chairman. The motion was seconded by Atkins District Supervisor J. Howard Burton. Saltville District Supervisor Roscoe D. Call made a motion to close the nominations, seconded by North Fork District Supervisor Ron C. Blevins.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

Michael Carter, County Administrator called for a vote on Chilhowie District Supervisor Wade H. Blevins, Jr.'s nomination for Chairman.

After consideration, the motion PASSED by the following vote:

**AYES:** Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** Chilhowie District Supervisor Wade H. Blevins.

**ABSENT:** None.

[5:11:24 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. thanked the Board for electing him to serve another year as Chairman.

[5:12:30 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the floor for nominations of Vice Chairman for calendar year 2014. Saltville District Supervisor Roscoe D. Call nominated Park District Supervisor M. Todd Dishner as Vice Chairman. The motion was seconded by Rye Valley District Supervisor Rick K. Blevins. Saltville District Supervisor Roscoe D. Call made a motion to close the nominations for Vice Chairman. The motion was seconded by Atkins District Supervisor J. Howard Burton.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** Park District Supervisor M. Todd Dishner

**ABSENT:** None.

[5:13:11 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called for a vote on Park District Supervisor M. Todd Dishner's nomination for Vice Chairman.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.



**ABSTAINERS:** Park District Supervisor M. Todd Dishner.

**ABSENT:** None.

[5:13:26 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the floor for nominations of Clerk for calendar year 2014. Saltville District Supervisor Roscoe D. Call nominated Michael Carter for Clerk. The motion was seconded by North Fork District Supervisor Ron C. Blevins. Vice Chair, Park District Supervisor M. Todd Dishner made a motion to close the nominations and Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:14:01 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called for a vote on Michael Carter's nomination for Clerk.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:14:09 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the floor for nominations of Deputy Clerk for calendar year 2014. Saltville District Supervisor Roscoe D. Call nominated Scott Simpson for Deputy Clerk. The motion was seconded by North Fork District Supervisor Ron C. Blevins. Rye Valley District Supervisor Rick K. Blevins made a motion to close the nominations and the motion was seconded by Vice Chair, Park District Supervisor M. Todd Dishner.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,

Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

5:14:37 PM Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called for a vote on Scott Simpson's nomination for Deputy Clerk.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

5:15:05 PM Michael Carter, County Administrator asked the Board their desired meeting schedule for calendar year 2014 and suggested the meetings stays as scheduled on the 2<sup>nd</sup> Tuesday of each month, with the exception of November. November's meeting will be held on the Wednesday following the 2<sup>nd</sup> Tuesday, due to the VACO Conference. Saltville District Supervisor Roscoe D. Call made a motion to continue with the regular meeting schedule on the second Tuesday of each month with closed session beginning at 4:00 p.m. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:16:32 PM](#) A motion was made by Saltville District Supervisor Roscoe D. Call to adopt the Board of Supervisors Rules of Procedures as amended January 10, 2012. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

A motion was made by North Fork District Supervisor Ron C. Blevins to adopt the 2014 state holiday schedule as approved by the Governor and amended throughout the year. The motion was seconded by Atkins District Supervisor J. Howard Burton.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:17:42 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Vice Chair, Park District Supervisor M. Todd Dishner, to approve the minutes of the December 10, 2013 and December 19, 2013 meetings.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and

Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:18:23 PM](#) **Financial Status** – Mr. Charlie Atkins informed the Board, per the report from the Treasurer's Office, there were sufficient funds in the bank for the requested appropriations.

[5:18:47 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to approve \$5,525,000.00 for the General Fund appropriation. The following is an explanation of the appropriations approved:

General County	\$ 1,240,000.00
Social Services (Jan. 15 – Jan. 31, 2014)	\$ 325,000.00
(Feb. 1 – Feb. 11, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,900,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:19:38 PM](#) It was moved by Vice Chair, Park District Supervisor M. Todd Dishner seconded by Rye Valley District Supervisor Rick K. Blevins to approve \$1750.00 for the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and

Royal Oak District Supervisor Regina H. Davidson.

**NAYS:** North Fork District Supervisor Ron C. Blevins.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:19:54 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by Vice Chair, Park District Supervisor M. Todd Dishner to approve \$59,918.68 for the Courthouse Project appropriation.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor Regina H. Davidson.

**NAYS:** North Fork District Supervisor Ron C. Blevins.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:20:17 PM](#) It was moved by Vice Chair, Park District Supervisor M. Todd Dishner, seconded by Saltville District Supervisor Roscoe D. Call to approve \$49,093.40 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:21:17 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to approve \$10,944.00 for the On-Site Wastewater Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,

Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

5:21:32 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to approve \$898,734.32 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

5:21:55 PM Chairman Blevins opened citizens time. Daniel Collins, Smyth County 4-H Agent spoke. He handed out an update concerning the 4-H program to Board members. He thanked the Board all for the support of the program and the support of Linda Sturgill, Smyth County 4-H Program Assistant. He informed the Board about the current clubs in the program and additional clubs in the planning stages. Mr. Collins presented a resolution naming a new lodge "Smyth Lodge", and asked for the support of this from the Board.

### ***RESOLUTION***

**WHEREAS** the Southwest Virginia 4-H Educational Center has operated as a youth camping facility since 1960 serving over 10,000 youth per year.

**WHEREAS** the facility provides youth camping programs for 13 counties that include Bland, Buchanan, Carroll, Dickenson, Grayson, Lee, Russell, Scott, Smyth, Tazewell, Washington, Wise and Wythe.

**WHEREAS** Smyth County 4-H camps with over 200 participants per year for junior 4-H Camp that include campers, teen counselors, counselors-in-training, adult volunteers and extension staff.

**WHEREAS** the Southwest Virginia 4-H Educational Center Board of Directors found need to expand the facility to accommodate participants and user groups for the benefit of educational programming and facility usage.

**WHEREAS** the expansion of the facility seeks to reach the demand of local and out of area clientele that includes 4-H and non-4-H groups with the addition of the new lodge.

**WHEREAS** the citizens, volunteers, businesses, vested partners and boards of Smyth County have generously supported the effort in expansion.

**THEREFORE**, be it further recognized that the Smyth County Board of Supervisors support the new lodge be called “Smyth Lodge” for the purposes of naming in the honor of Smyth County. This honor includes all of the aforementioned entities for their support and continued support of the Southwest Virginia 4-H Educational Center. Saltville District Supervisor Roscoe D. Call made a motion to adopt the resolution in support of the naming of the lodge for the 4-H Program. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:30:33 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizens time.

[5:30:45 PM](#) Shannon Williams, 911 Coordinator presented the FY 2014 Aid to Localities. He requested for the Board to approve as listed below.

#### FY 2014 Aid to Localities

Smyth County has received \$56,592 dollars from the Department of Fire Programs Aid to Localities Allocation. This is an initial (90%) payment with the remainder coming sometime later in the year.

#### Aid to Localities (ATL) FY 2014 Allocations

Description	FY 2014 Estimated	Initial Payment (90%)
Smyth County	\$62,880	\$56,592
Town of Chilhowie	\$10,000	\$9,000
Town of Saltville	\$10,000	\$9,000
Town of Marion	\$16,766	\$15,090

\* \* Please note that the Town of Marion is listed for information purposes only. They receive more money from ATL then any other agency and are not included in the disbursement calculation.

#### **Distribution Formula:**



Smyth County: \$56,592  
Town of Chilhowie: \$9,000  
Town of Saltville: \$9,000  
Total: \$74,592 divided by 6 Fire Depts = \$12,432

**Staff recommend disbursement:**

Atkins FD: \$12,432  
Adwolfe FD: \$12,432  
Nebo FD: \$12,432  
Sugar Grove FD: \$12,432

Town of Chilhowie	Town of Saltville
\$12,432	\$12,432
<9,000>	<9,000>
Total: \$3,432	Total: \$3,432

North Fork District Supervisor Ron C. Blevins made a motion to approve the FY 2014 Aid to Localities as presented by Shannon Williams. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:32:09 PM](#) Dr. Mike Robinson presented the Revenue Sharing Project at Oak Point Elementary School, concerning a Round About at the school. Due to the revenue sharing, the monies are now available for putting in 2 turn lanes instead of the Round About. He is here to request, and to state that the School Board has the monies to do this project, as it was originally budgeted and would like the support of the Board. Ron Blevins questioned the use of red lights. Dr. Robinson states there are some issues with this due to the wooden bridge that connects Hall Subdivision. Saltville District Supervisor Roscoe D. Call asked if he felt this would be a win/win situation, and Mr. Robinson states he does feel like this is a good avenue to take. Atkins District Supervisor J. Howard Burton asked if there had been any accidents due to the flow of traffic as it stands now, and Mr. Robinson stated there have not been any. Dr. Robinson is asking for consideration of the Board to move on to the next phase. Saltville District



Supervisor Roscoe D. Call made a motion to move onto the next phase of the project, which includes estimates for the turn lanes being requested. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:39:22 PM](#) Dr. Robinson also discussed the water line break in the Chilhowie Elementary School, that was a result of the cold weather the county has experienced. During the cleanup of the damage, it was found that tiles contained asbestos. The School Board has contacted the insurance company and received approval from them for the cleanup, removal, and replacement of the tiles in the classrooms. He is thinking he may have to ask for a budget amendment, but will know more as the week goes by. There are 10 classrooms displaced right now. According to Dr. Robinson it should not be no more than 10 to 15 days before they are back in classroom.

[5:41:27 PM](#) Mr. Bill Garrison, Saltville Rescue Squad spoke to the Board about the current status of the Squad. He handed out packets to each Board Member of how the squad has been doing. Mr. Garrison also handed out information concerning the resignation of the president, Daisy Maloyed of the Saltville Rescue Squad. He assured the Board the squad is doing well and introduced the new president, Christopher Olinger. Mr. Olinger, who is a member of the Saltville community, looks forward to working with everyone to make Saltville Rescue Squad a success. Mr. Garrison discussed the information in the packet. He states they have worked hard to gain the trust of the citizens and community, along with the members and staff of the squad. They are now a learning facility, training students. He also has training scheduled for Hazmat and Meth labs for the members of the squad. Board of Directors for the squad has expanded into the community. Financial needs are always important, and they will take any help they can get. Mr. Garrison would like to be able to supply benefits of some sort for the volunteers on the squad. It is his pleasure to provide this information to Smyth County. He appreciates the Board's time. North Fork District Supervisor Ron C. Blevins asked if the top Management has turned over, and Mr. Garrison stated that it had changed. It is now a membership and no longer a dictatorship. Saltville District Supervisor Roscoe D. Call stated that the Squad has grown by leaps and bounds, and that he really appreciates everything they are doing.

5:58:26 PM Michael Carter, County Administrator presented the Planning Commission's recommendation for a special use permit by Seth and Brandi Heath.

Recommendation on Seth and Brandi Heath's application for a Special Use Permit to operate a Service Business: At approximately 7:29 p.m. Mr. Frazier made a motion, then amended it, to approve the Heath's application for a Special use Permit to operate a Service Business with the restriction that the Special Use Permit expire when VDOT's contract runs out for Tax Map Nos. 44-A-78, 44-A-78D, and 44-A-85A. Mr. Davidson seconded the motion and the following vote was recorded.

Ayes: 4 Davidson, Wassum, Sparks, Pugh, and Frazier  
Absent: 2 Venable and Harris

5:59:52 PM North Fork District Supervisor Ron C. Blevins questioned why there was a stipulation to the agreement for VDOT, and the Heaths stated the contract they have for the business is primarily with VDOT. Saltville District Supervisor Roscoe D. Call made a motion to approve the Special Use Permit as recommended by the Planning Commission. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

6:00:47 PM **Public Hearing – Nuisance Complaints** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the public hearing. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News and Messenger:

### **PUBLIC HEARING BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS**

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, - January 14, 2014 at 6:00 p.m. or soon thereafter, as may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following nuisance complaints pursuant to §15.2-900 et. seq. of the Virginia Code, (1950), as amended and by authority of Smyth County Code, Article 3, Section 20. Sec. 20-66 requires publication in cases where the property owner is unknown or the county has been unable

to contact the owner. Those with an ownership interest in the properties below should appear at the hearing. If a property is declared a public nuisance, the property owner may be required to abate or raze the nuisance at his/her cost. If the County takes action to remove the nuisance, the cost will be charged to the owner and is a lien against the property ranking on parity with real estate taxes. Failure to pay any nuisance abatement charges may result in the property being sold for delinquent real estate taxes and nuisance abatement liens pursuant to §58.1-3965.

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

Property Owner	Tax Map No.	Account No.	Location
Mattie Lee Richardson	58-A-11	000115371	Crisp Road Marion
J.B. Hogston Estate	28A3-A-69	000086550	714 Allison Gap Road Saltville
Lois M. Miller	76-A-86A	117137	1639 St. Clair's Creek Road Chilhowie
Clarence R. Minton Estate	29-A-4	102016	Kent Street between 179 & 195, Saltville

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

Clegg Williams, Building and Zoning Administrator provided information concerning each case, including pictures of each property. Anna Bowman, citizen, spoke in regards to the first nuisance complaint listed for the property on Crisp Road, Marion. She informed the Board that it is infested with rats, which have made considerable damages in her home also. She has three small children, and the rodents are coming into her home from the run down property adjacent to her home. She would like to see something done, before all the rodents continue to damage her home beyond repair. Mr. Williams continued to explain the status of each property, informed when the last time taxes were paid on each, and read any letters that pertained to the properties that had been received by concerned citizens. **Mr. Williams also spoke concerning the nuisance complaint against Joseph F. Ellis, Jr., which is line item two (2) on Old Business agenda. A civil case was filed on this property in 2009 and the Circuit Court ordered that it be cleaned up.** No one else has come forward claiming ownership of these properties and a plan for them to be cleaned up. North Fork District Supervisor Ron C. Blevins questioned the procedure of taxes owed vs. when the county can sell property. Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the floor for discussion. Atkins District Supervisor J. Howard Burton the questioned size of these properties and Mr. Williams responded by stating most are just lots, with the exception of Kent Street, and it's located in the middle of subdivision.

[6:26:43 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr closed the public hearing.

[6:27:30 PM](#) A representative from Brown Edwards, Accounting Firm presented the Audit for the County for FY ending June 30, 2013. He went over a few items from the bound information presented to the Board and asked if anyone had any questions. No one chose to ask any questions.

[6:30:30 PM](#) Rye Valley District Supervisor Rick K. Blevins excused himself from the meeting.

[6:39:28 PM](#) Michael Carter, County Administrator informed the board that an appointment for Mt. Rogers Workforce Investment Area Consortium Board needed to be made. The general protocol for this is to appoint who ever has been appointed as chairman for the current year. North Fork District Supervisor Ron C. Blevins made a motion to appoint Wade H. Blevins, Jr. to serve on the Mt. Rogers Consortium Board. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins

[6:40:46 PM](#) Michelle Clayton, County Attorney gave the Board an update concerning the Clarkcrest subdivision tax assessment. All citizens have paid in full for this and she is asking the board to release liens on these properties with a formal notice of satisfaction. The funds required to record all of these documents with the Clerk of the Circuit Court of Smyth County are \$615.00 and the appropriation of those funds will be requested at the continued meeting to be held on January 23, 2014. Saltville District Supervisor Roscoe D. Call made a motion to release the liens on properties. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins

[6:41:55 PM](#) Michelle Clayton, County Attorney presented information to the Board requesting to transfer \$3000 to RL Williams on behalf of Sandra Whitely based on a court order related to a building code violation case the county handled. North Fork District Supervisor Ron C. Blevins made a motion to approve the transfer of the monies to RL Williams. Vice Chair, Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins

[6:43:21 PM](#) Michael Carter, County Administrator asked the Board to consider names for the Board of Equalization Members. These can be brought to the continued meeting to be held on January 23, 2014.

[6:44:20 PM](#) Michael Carter, County Administrator would like to acknowledge the Water and Sewer Department for their outstanding work during all of the cold weather.

[6:45:21 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened supervisor comment time. Saltville District Supervisor Roscoe D. Call congratulated all the Board members and looks forward to a productive year. Vice Chair, Park District Supervisor M. Todd Dishner thanked the Board for electing him to serve as Vice Chairman for another year. Atkins District Supervisor J. Howard Burton stated that he too appreciates all the hard work during the recent cold snap, and feels like we will all benefit from the vote for Wade Blevins as chair. Rye Valley District Supervisor Rick K. Blevins had to leave the meeting early, therefore was not present to report anything. North Fork District Supervisor Ron C. Blevins welcomed Blake Frazier as the newest member of the Board and thanked all for the hard work each was doing for the County. Royal Oak District Supervisor G. Blake Frazier thanked all for the warm welcome and looks forward to serving on the Board. Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. welcomed Blake Frazier and thanked all members for support as his position of Chairman of the Board.

Board of Supervisors Meeting Minutes  
January 14, 2014

[6:45:25 PM](#). Atkins District Supervisor J. Howard Burton made a motion to continue the meeting until Thursday, January 23<sup>rd</sup> at 7:00 p.m. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins

The Smyth County Board of Supervisors held a continued meeting at 7:00 p.m., **Thursday, January 23, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods (5)

**Public Hearing:** At 7:00 p.m. Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter read the advertisement as placed in the Smyth County News and Messenger as well as the rules of procedure during public hearings.

***BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS  
AND  
SMYTH COUNTY PLANNING COMMISSION***

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, January 23, 2014, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

*An application from Rebecca Michele Thomas for a Special Use Permit to establish a Childcare Center. The property is located at 733 Wet Springs Road in Chilhowie. It is identified as Tax Map Nos. 76-9-11 and 76-A-143A1 and is zoned Agricultural/Rural.*

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

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities, persons requiring special assistance to attend and participate in this hearing should contact the Smyth County Building and Zoning Department at (276) 706-8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator  
Norman K. Sparks, Chairman of the Planning  
Commission

**Commissioners Present:** Chairman Norman Sparks, Graham Davidson, Charles Wassum, and Joel Pugh; **Absent:** Wayne Venable, L. V. "Pokey" Harris and Royal Oak District Representative (Vacancy)

**Staff Present:** County Administrator, Michael Carter, Assistant County Administrator, Scott Simpson; County Attorney Michelle Clayton, Clegg Williams, Becca Marean, Kelly Woods, Charlie Atkins. Approximately 4 citizens and Stephanie Porter-Nichols with the Smyth County News were present.

Rebecca Thomas — Application for Special Use Permit: Mr. Williams explained Rebecca Thomas' intention to seek a special use permit to establish a *Childcare Facility* at her residence located at 733 Wet Springs Road in Chilhowie. The property is further identified as Tax Map Nos. 76-9-11 and 76-A-143A1. Mr. Williams explained that Mrs. Thomas has operated a childcare facility for the past fifteen years (5 of which she has been licensed) but until recent procedural changes with the Department of Social Services she was unaware a Special Use Permit was required. With her application, she submitted the required owner's affidavit and paid the required fee. Notice of tonight's public hearing was advertised in the Smyth County News & Messenger on January 11 and 18. Additionally, a first class mailing was made to each of the applicant's adjoining property owners.

Ms. Thomas was present and informed the Board she has operated her childcare facility in her home for the past 15 years, 5 of which she has been licensed through DSS. She is licensed to keep up to 12 children. She currently has six during the day and gets two off the school bus in the afternoons. She stated she spoke with all of her neighbors and no one had anything negative to say.

No one else spoke on the application.

Chairman Blevins and Chairman Sparks closed the joint public hearing at 7:06 p.m. Chairman Norman Sparks recessed the Planning Commission.

Chairman Sparks reconvened the Commission at approximately 7:07 p.m. Mr. Sparks opened the floor to the Commission for comments or questions.



**Recommendation on the request of Rebecca Thomas for a Special Use Permit:** Mr. Davidson made a motion to recommend the Board approve Rebecca Thomas' application for a Special Use Permit to operate a Childcare Facility at 733 Wet Springs Road in Chilhowie (Tax Map Nos. 76-9-11 and 76-A-143A1. Mr. Pugh seconded the motion and the following vote was recorded.

Vote: 4 yays	Davidson, Wassum, Pugh, and Sparks
2 absent	Harris and Venable
1 vacancy	Royal Oak District

**Adjournment:** At approximately 7:08, Chairman Sparks adjourned the Planning Commission's meeting.

7:13:26 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called meeting back to order.

7:13:36 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizens time. Carol Barnes, address 484 Phillippi Hollow Road, Atkins VA. addressed the Board per suggestion by Atkins District Supervisor J. Howard Burton to come to the meeting and give concerns. Mrs. Barnes and companion spoke to the Board concerning Asplundh Tree Service and the work they have been doing on their property. They feel as if Asplundh is not doing what they are supposed to per contract with AEP and is concerned they are just cutting the wood and selling it. Asplundh Tree Service has cut down several hardwood trees on her property that are not in the power lines, and have been cutting on her property without permission. Mrs. Barnes has placed several calls to AEP and has not received any calls back. Rye Valley District Supervisor Rick Blevins questioned how close the trees are to the lines and Mrs. Barnes stated they are not close to them at all. Michael Carter, County Administrator offered to contact AEP, so that he may help to get an understanding of this process for the citizens. Mrs. Barnes appreciates the Board listening to them and for any help they can give.

7:22:36 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. closed citizen's time.

7:22:40 PM It was moved by Vice Chair, Park District Supervisor M. Todd Dishner seconded by North Fork District Supervisor Ron C. Blevins to approve \$301,524.16 for the General Fund appropriation. The following is an explanation of the appropriations approved:

General County	\$253,344.36
Water and Sewer	\$48,179.80
<b>Total General Fund:</b>	<b>\$301,524.16</b>

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:23:18 PM](#) **Financial Status** – Mr. Charlie Atkins informed the Board, per the report from the Treasurer's Office, there were sufficient funds in the bank for the requested appropriations.

[7:23:30 PM](#) Michael Carter, County Administrator opened the floor for discussion of an appointment for Royal Oak District Planning Commission position G. Blake Frazier is vacating. Royal Oak District Supervisor G. Blake Frazier motioned to nominate Robbie Doyle for the vacancy on The Planning Commission seconded by Vice Chair, Park District Supervisor M. Todd Dishner. Mr. Frazier has spoken to Mr. Doyle concerning this nomination, and Mr. Doyle is willing to serve on the Planning Commission.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:24:20 PM](#) Michelle Clayton, County Attorney asked for appropriation and payment from Account 012040-5606 for filing fees and release of liens associated with Clarkcrest Subdivision. Saltville District Supervisor Roscoe D. Call made a motion to approve disbursement of \$615.00 from account 012040-5606, for filing fees associated with Clarkcrest Subdivision. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:25:28 PM](#) Michael Carter, County Administrator requested names to be presented to Court System in regards to the Board of Equalization. In years past the Board had 5 members serving on it. Saltville District Supervisor Roscoe D. Call asked if any past members were willing to serve again and Michelle Clayton, County Attorney states the members previous are not interested in being members again. Royal Oak District Supervisor G. Blake Frazier stated that he could speak with Tom Copenhaver and Amanda Walters who were previous members on the Board. No one else had any suggestions as to new members.

[7:31:18 PM](#) Michael Carter, County Administrator opened the floor for nominations for members of the New River/Mt. Rogers Workforce Investment Area Consortium Board. A motion was made by North Fork District Supervisor Ron C. Blevins seconded by Saltville District Supervisor Roscoe D. Call to appoint J. Howard Burton as member to this board, with Blake Frazier serving as alternate under a (1) year term.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:35:27 PM](#) Michael Carter, County Administrator updated the Board in regards to VDOT. VDOT called Mr. Carter today concerning the bridge located at Brown's Subdivision. Due to an inspection the bridge was closed, and at this time there are no plans to repair and re-open the bridge. Mr. Carter has updated EMS, School Systems, and the Town of Marion concerning this. Royal Oak District Supervisor G. Blake Frazier asked if citizens' wanted to voice complaints, where can these be filed. Mr. Carter stated these can be filed in the County Office and he will filter these complaints to VDOT. It was suggested for signage to be placed further down road to alert driver's that the bridge is closed.

[7:39:36 PM](#) Michael Carter, County Administrator updated the Board on the GOF Agreement with New Ridge LLC, and stated the signatures have been obtained for the document. Mr. Carter stated the County should receive the funding in the next four (4) to six (6) weeks.

[7:41:31 PM](#) Scott Simpson, Assistant County Administrator gave the Board an update on the Mega-Site project. The project is a little behind schedule due to the cold weather the County has been experiencing. Contractors are continuing to grade the site and work on the flood plains. No specific industry has begun any work on the site. The Economic Development Authority will be installing a large sign over the next month or so to advertise the site to businesses.

[7:43:55 PM](#) There was nothing discussed under old business.

[7:44:09 PM](#) **Closed Session** – It was moved by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.1**; Discussion, consideration, or interviews of prospective candidates for employment **Section 2.2-3711-A.5 Industrial/Business Prospects**, discussion concerning a business or industry considering expansion with no previous announcement being made. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:06:36 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier, to return to open session and adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

[8:08:25 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened supervisor comment time. Blake Frazier, Royal Oak District Supervisor thanked all for the help he was being given. Mr. Frazier has received a call from citizen concerning a nuisance complaint. Ron Blevins, North Fork District Supervisor stated he met with Congressman Morgan Griffith today. Mr. Blevins requested for help from Congressmen Griffith with Economic Development in the County. Ron Blevins and Congressman Griffith also discussed the Sugar Grove and Nebo area cell phone service. Rick Blevins, Rye Valley District Supervisor would like for the Sugar Grove cell phone issue to be brought to the attention of Delegate Campbell. Howard Burton, Atkins District Supervisor had no comment. Todd Dishner, Park District Supervisor had no comment. Roscoe Call, Saltville District Supervisor had no comment. Wade H. Blevins Jr., Chilhowie District Supervisor had no comment.

[8:11:08 PM](#) It was moved by Atkins District Supervisor J. Howard Burton, seconded by Rye Valley District Supervisor Rick K Blevins, to adjourn the meeting.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,

North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:11:30 PM](#) Meeting adjourned.

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, February 11, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (6)

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner (1)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods (5)

A motion was made by Rye Valley District Supervisor Rick K Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.1**; Discussion, consideration, or interviews of prospective candidates for employment and **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. Saltville District Supervisor Roscoe D Call seconded the motion. After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Park District Supervisor M. Todd Dishner

5:20:30 PM Chairman Wade H. Blevins Jr., called the meeting back to order from closed session.

[5:20:40 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Saltville District Supervisor Roscoe D. Call to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** Park District Supervisor M. Todd Dishner

**ABSENT:** None.

[5:21:12 PM](#) Royal Oak District Supervisor G. Blake Frazier gave the invocation and Information Systems employee Heather Street led the Pledge of Allegiance.

[5:22:10 PM](#) A motion was made by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to adopt the agenda and additional agenda as presented.



After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

5:22:48 PM Financial Update-Mr. Charlie Atkins, informed the Board, per the report from the Treasurer's Office, there were sufficient funds in the bank for the requested appropriations.

5:29:07 PM It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$5,885,000.00 for the General Fund appropriation. The following is an explanation of the appropriations approved:

General County	\$ 1,600,000.00
Social Services (February 12-28, 2014)	\$ 325,000.00
(March 1 – Feb. 11, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,800,000.00
School Debt and Capital Outlay Fund	\$ 100,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Royal Oak District Supervisor G Blake Frazier to appropriate \$15,000.00 for the School Textbook Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$722.84 for the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$2790.00 for the EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$50,657.20 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$549,943.92 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:30:32 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time.

[5:30:58 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizens time.

[5:31:04 PM](#) Harry Dean, member of SWIFA Board, presented the Annual SWIFA Report. Mr. Dean thanked the Board for allowing him the time to present information. Mr. Dean stated the audit was conducted by an independent consultant and if the Board had any questions he would answer them to the best of his abilities.

[5:37:52 PM](#) Henry Snodgrass, SWIFA Chairman, addressed the Board in regards to the concrete pad, formerly occupied by Gates that is located in the Highlands Business Park. Mr. Snodgrass stated that Mr. Jim Street, whom owns this concrete slab, is interested in building a spec building so that more businesses would be interested in the property. Mr. Snodgrass would like recommendation from the Board or see if there is any interest. Park District Supervisor M. Todd Dishner asked questions concerning building heights. Atkins District Supervisor J. Howard Burton motioned to move forward and form a committee for this project. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:44:59 PM](#) Dr. Mike Robinson, Smyth County School Superintendent, gave an update in regards to the Turn Lane project for Oak Point Elementary School. VDOT has received the monies appropriated from the Revenue Sharing fund to move forward with this project. Royal Oak District Supervisor G. Blake Frazier asked how the closing of the bridge near the Hall Addition affected this project, and Dr. Robinson stated he has not seen any effects of the closure. Dr. Robinson stated that the School Board is currently waiting on the Speed Study Information, so the speed can be lowered for citizens and buses transporting to Oak Point Elementary School. Park District Supervisor M. Todd Dishner asked if the project consisted of only one turn lane, and Dr. Robinson stated that was correct.

[5:47:57 PM](#) Michael Carter, County Administrator spoke concerning the GOF Agreement the County has with New Ridge LLC. Mr. Carter informed the Board the signed agreement has been received, and the County should see the return from this within the next four (4) to six (6) weeks.

[5:48:57 PM](#) Michelle Clayton, County Attorney brought a recommendation before the Board concerning the TROF Agreement between the County and New Ridge LLC. Mrs. Clayton explained that she would like to see the wording changed in the agreement, to allow the County to ask for a Bond or Deed of Trust from New Ridge LLC. This allows the County protective measures should the New Ridge LLC agreement fall thru. The Board unanimously decided to send this back to the EDA, asking for the agreement to be modified.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

**5:56:28 PM Recommendation on behalf of the Planning Commission-Rebecca Thomas for a Special Use Permit:** Mr. Davidson made a motion to recommend the Board approve Rebecca Thomas' application for a Special Use Permit to operate a Childcare Facility at 733 Wet Springs Road in Chilhowie (Tax Map Nos. 76-9-11 and 76-A-143A1.) Mr. Pugh seconded the motion and the following vote was recorded.

Vote: 4 yays	Davidson, Wassum, Pugh, and Sparks
2 absent	Harris and Venable
1 vacancy	Royal Oak District

Saltville District Supervisor Roscoe D. Call made a motion to approve the Special Use Permit as recommended by the Planning Commission. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

**5:57:44 PM** Michael Carter, County Administrator informed the Board of the names obtained for the Board of Equalization. Royal Oak District Supervisor G. Blake Frazier motioned to recommend the following for Board of Equalization Members and for Michelle Clayton, County Attorney to submit to the Circuit Court Judge. Saltville District Supervisor Roscoe D. Call seconded the motion.

Tom Copenhaver  
Amanda Walters  
Archie Atwell  
Wanda Sanderson  
Collin Lincoln  
Barbara Hall

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** Rye Valley District Supervisor Rick K. Blevins

**ABSENT:** None.

5:59:54 PM **Nuisance Complaints**

Property Owner	Tax Map No.	Account No.	Location
Alfred M. Gullion Jr. c/o Wendy Felty	28A2-A-23	41289	221Cove Street, Saltville
Leo J. & Minnie L. Weaver	28A2-A-39	57819	359 Lick Skillet Road, Saltville
Walter L. & Rosella M. Conklin	71F-A-32	107212	5432 Sugar Grove Hwy., Sugar Grove

Clegg Williams, Building and Zoning Administrator provided information concerning each case, including pictures of each property.

Royal Oak District Supervisor G. Blake Frazier motioned to declare the property located at 221 Cove Street, Saltville Va., Tax map number 28A2-A-23 a public nuisance and permit the County Attorney to take legal action to abate the nuisance. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and

Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Royal Oak District Supervisor G. Blake Frazier motioned to declare the property located at 359 Lick Skillet Road, Saltville, VA 24370, tax map number 28A2-A-39 a public nuisance and permit the County Attorney to take legal action to abate the nuisance. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Royal Oak District Supervisor G. Blake Frazier motioned to declare the property located at 5432 Sugar Grove Highway, Sugar Grove VA, tax map number 71F-A-32 a public nuisance and permit the County Attorney to take legal action to abate the nuisance. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[6:26:23 PM](#) North Fork District Supervisor Ron C. Blevins motioned to declare the properties listed below as a nuisance. Saltville District Supervisor Roscoe D. Call seconded the motion.

Property Owner	Tax Map No.	Account No.	Location
Mattie Lee Richardson	58-A-11	000115371	Crisp Road Marion, VA
J.B. Hogston Estate	28A3-A-69	000086550	714 Allison Gap Road Saltville, VA
Lois M. Miller	76-A-86A	117137	1639 St. Clair's Creek Road Chilhowie, VA
Clarence R. Minton Estate	29-A-4	102016	Kent Street between 179 & 195, Saltville, VA

In addition to properties listed above, Supervisor Ron C. Blevins motioned to declare property located on Entrepid Drive, Marion, VA owned by Joseph Ellis Jr., tax map number 59-A-20, account number 89257, as a nuisance. Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[6:30:42 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called a 10 minute recess.

[6:55:26 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called the meeting back to order.

[6:55:42 PM](#) Scott Simpson, Assistant County Attorney brought before the Board information concerning the following:

As approved in October, 2013, we have finally received all of the Professional Services Term Agreements back from the respective firms, Michelle Clayton, County Attorney has reviewed and worked with each firm to come up with an acceptable agreement for each.

The 5 firms recommended are:



Anderson & Associates  
CHA Consulting  
Draper Aden Associates  
ECS-Mid Atlantic  
The Lane Group

Due to the dates on the Agreements, it was motioned by North Fork District Supervisor Ron C. Blevins to date the agreements with a current date, and to proceed with them as previously approved. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

6:57:38 PM **Budget Committee Update**-Michael Carter, County Administrator updated the Board concerning the upcoming Budget season. Mr. Carter stated that during the Budget Committee meeting held on January 31, 2104, it was discussed to set the deadline for anyone needing to submit budget information as February 21, 2014. All departments will be notified concerning this. Mr. Carter then informed the Board that the Budget Committee will start budget process meetings on Feb 27, 2014, moving forward to meet twice a week until the budget is finished. Michael Carter, County Administrator updated the Board concerning the part time pay for County Deputies who escort inmates. There had been some confusion as to why, when the deputies worked for the Sheriff's Office they received \$10.00 hourly, but when they worked for the County, they only received \$15.00 hourly. Once it was recognized there was a difference, a decision was made to set the pay at \$10.00 hourly, to make it equal between the departments. Mr. Carter stated that some Board members have expressed an interest in attending VACO training, and this was discussed within the committee. It was recommended by the Budget Committee to consider the funding for this in the upcoming budget process. The County will have to be selective of our approach to handle this. Mr. Carter then asked Charlie Atkins, Financial Director to explain the Cost Allocation Plan. Mr. Atkins stated we have used Robinson, Farmer, and Cox for many years in past and they continue to provide a good service.

With the Budget Committee recommendation, Royal Oak District Supervisor G. Blake Frazier motioned to approve a 3-year agreement, totaling \$12,000, with Robinson, Farmer and Cox to prepare the Cost Allocation Plan for Smyth County. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None

Michelle Clayton, County Attorney spoke concerning the Water and Sewer Departments past due accounts and her efforts for collecting these. Mrs. Clayton has set up a program with the IRS, so that when citizen's go to file tax returns, if money is owed to the Water Department, the funds will come directly out of the refund. Mrs. Clayton would like to know if the Board would like to collect an administrative fee in addition to the money owed when collecting these past due accounts. After consideration, Royal Oak District Supervisor G. Blake Frazier motioned to set the fee at \$25.00 per account, per year. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None

7:11:37 PM Scott Simpson, Assistant County Administrator, brought a recommendation before the Board concerning the roofing to be used on the Dome for the Courthouse. Mr. Simpson explained the options that were available, some with cost savings. Rye Valley District Supervisor Rick K. Blevins motioned to send this back to the Courthouse Committee, needing further information. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Mr. Simpson then brought a recommendation before the Board concerning an amendment made to the Mosley Architect Agreement. This amendment states that a representative from Mosley is required to be on site for the Court House Project once a week, along with Mr. Simpson being on site daily.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Mr. Simpson discussed a proposal submitted from ECS Mid Atlantic for the Court House Project. Mr. Simpson stated we have used their services in the past, and he is pleased with their work. The last project ECS Mid Atlantic worked on for the County came in under budget by 10%. Recommendation from the Courthouse Committee to the Board is to accept the proposal from ECS Mid Atlantic as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

7:19:32 PM Discussion of Old Business

It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C Blevins, to remove item #2, Nuisance Complaint against property owner Joseph F. Ellis Jr. from the agenda.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

7:20:17 PM Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened supervisor comment time. Saltville District Supervisor Roscoe D. Call had no comment, along with Vice Chair, Park District Supervisor M. Todd Dishner. Atkins District Supervisor J. Howard Burton spoke about Local Government Day he attended with Scott Simpson, Assistant County Administrator and stated that it was a very productive trip. Rye Valley District Supervisor Rick K. Blevins had no comment. North Fork District Supervisor Ron C. Blevins notified the Board regarding a scam going around within the County. Mr. Blevins stated people were placing calls to citizens stating they have grant money, and the calls are coming from a 202 area code. Mr. Blevins stated he has notified the Sheriff's Office concerning this and they are looking into the issue. Royal Oak District Supervisor G. Blake Frazier stated how proud he is of our Sheriff's Department, along with the Rescue Squads and how professional they are. Mr. Frazier also stated that we are fortunate for the Board we have who give the County good leadership, and he is pleased to be a part of it.

7:23:44 PM Rye Valley District Supervisor Rick K. Blevins made a motion to continue the meeting until Thursday, February 27<sup>th</sup> at 7:00 p.m. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, March 11, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods (4)

**OTHERS:** Stephanie Porter-Nichols, Smyth County News and Messenger, Mike Hounshell, Smyth County Sheriff's Office and approximately 30 citizens.

[4:03:53 PM](#) A motion was made by Rye Valley District Supervisor Rick K Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.1**; Discussion, consideration, or interviews of prospective candidates for employment and **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:06:25 PM](#) Chairman Wade H. Blevins Jr., called the meeting back to order from closed session.

[5:06:39 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

#### **RESOLUTION CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:**

**ABSENT:** None.

[5:07:02 PM](#) Atkins District Supervisor J. Howard Burton gave the invocation and Building and Grounds employee Abbey Coe led the Pledge of Allegiance.

[5:08:15 PM](#) A motion was made by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:08:28 PM](#) A motion was made by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins, to approve the minutes from the February 11, 2014 meeting.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:08:37 PM](#) Financial Update-Mr. Charlie Atkins, informed the Board, per the report from the Treasurer's Office, there were sufficient funds in the bank for the requested appropriations.

North Fork District Supervisor Ron C. Blevins excused himself from the meeting for a few moments.

[5:10:33 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$5,275,000.00 for the General Fund appropriation. The following is an explanation of the appropriations approved:

General County	\$ 1,340,000.00
Social Services (March 12-31, 2014)	\$ 325,000.00
(April 1-8, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,500,000.00
School Debt and Capital Outlay Fund	\$ 50,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** North Fork District Supervisor Ron C. Blevins

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$205.00 for the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** North Fork District Supervisor Ron C. Blevins

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$6,427.82 for the EDA-Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** North Fork District Supervisor Ron C. Blevins

**ABSENT:** None.



It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$14,435.71 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** North Fork District Supervisor Ron C. Blevins

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$449,241.70 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** North Fork District Supervisor Ron C. Blevins

**ABSENT:** None.

[5:10:37 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time.

Martha Long, resident of the Hall Addition Community came forward to speak concerning the closure of the bridge within her community. There were approximately 35 people here from the Hall Addition, to support Mrs. Long. She gave information concerning size of community, and stated concerns about the safety of the residents. Mrs. Long also spoke concerning the traffic coming and going from Copenhagen's Crossing. She is also concerned about the traffic on Highway 11, for resident's trying to get to the Subdivision. The following residents spoke during this time to address concerns that they have regarding the issue of the bridge being closed, Shirley Aker, Connie Hayton, Mark Thomas, Ryan Cox, Shelia Hagy, James M. Powers, and Brian Reynolds.

[5:18:15 PM](#) Sarah Combs, resident of Sugar Grove, VA. spoke during citizen's time concerning cell phone service in Sugar Grove, VA. Ms. Combs gave Michael Carter, County Administrator more letters of intent for the cell phone service. She urges the Board to continue to push for cell phone service in Sugar Grove and would like for the County to apply for funds from the Tobacco Commission. Ms. Combs thanked the Board for their time.

[5:21:18 PM](#) Earl McClure, citizen, spoke during citizens time and made the suggestion that warning signs be placed on hiking trails that there is not any cell phone service in Sugar Grove. Mr. McClure also spoke concerning the Storm Water Ordinance the County is working on. He stated that he has noticed over the years, there are a huge number of mandated cities that have been exempted. Mr. McClure also suggested that we contact the regulatory agency for an exemption from Storm Water Management

[5:37:51 PM](#) Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

[5:38:21 PM](#) North Fork District Supervisor Ron C. Blevins stated the issue with the bridge is not in the County's hand and all we can do is make requests from concerned citizens to VDOT.

[5:38:50 PM](#) Jeff Russell with VDOT addressed the Board. Lance Click and Jason Graham, both with the Bridge Division of VDOT, were present also. Mr. Russell stated that he has expressed the safety issues with other officials at VDOT. Mr. Russell gave a brief history of the bridge and the reasons for the decision of closing. VDOT has been in contact with Rail Road officials and offered options to aid in repairing and re-opening the bridge. Royal Oak District Supervisor G. Blake Frazier asked Mr. Russell if there was anything the County or Board of Supervisors could do to help VDOT. Mr. Russell stated that we all were doing everything we could as of right now. North Fork District Supervisor Ron C. Blevins asked if there could be a temporary rail road crossing place in another area. Rye Valley District Supervisor Rick K. Blevins asked if we could get more signage place for citizens to be aware of the bridge closure. Jeff Russell, VDOT, has taken note of the citizens concerns and will relay them back to VDOT.

[5:54:52 PM](#) Charlie Harrington, Emergency Management Coordinator for Smyth County presented information concerning the Storm Ready Recognition Smyth County were receiving. Smyth County has exceeded all requirements needed to be certified Storm Ready. Steve Keaton presented certificates to the County and presented Michael Carter, County Administrator with a sign for the county to display.

[6:07:45 PM](#) Marty Holliday, New Rivers/Mt Rogers Workforce Consortium Board introduced Whitney Bonham, with Virginia Tech. Ms. Bonham presented information and a slide show concerning the Skills Gap Project. The Skills Gap Project is research to assess regional workforce skills levels and training resources. The project also identifies current and potential gaps, and suggests strategies to address these gaps.

[6:31:27 PM](#) Jason Monday with Wings Air Rescue presented information to the Board concerning Wings Air Rescue Program for the County. Mr. Monday stated the cost to be flown is approximately \$25,000 and patient's out of pocket is \$12,000 after insurance. Mr. Monday presented a relief effort for the citizens to use. Rates are \$65 per household and there is also a program in which the County can provide this to the citizens.

Michael Carter, County Administrator suggested this information be sent to him and he would forward this to the Budget Committee. North Fork District Supervisor Ron C. Blevins made a motion to send this recommendation to the Budget Committee. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[6:45:05 PM](#) Stacy Ely, with MSHA presented a resolution to the Board. The Resolution is as stated below.

**WHEREAS**, a healthy workforce and community are critical to the economic vitality of Smyth County; and

**WHEREAS**, over one million Virginians under the age of 64 are uninsured, many of whom are in families with at least one full- or part-time worker who aren't provided health insurance coverage through their employers, can't afford coverage on their own or don't make enough to qualify for insurance offered through the health care exchanges; and

**WHEREAS**, these uninsured Virginians receive care, which is subsidized by employed Virginians through higher insurance premiums, providers charging more to the insured for their own care and underwriting of uninsured care by providers; and

**WHEREAS**, this cost-shifting will continue to rise faster than inflation if the Commonwealth does not address ensuring more Virginians have access to affordable health care coverage; and

**WHEREAS**, through 2022, Virginians will send \$29.7 billion to Washington, D.C., through mandatory federal Affordable Care Act-related taxes, fees and provider payment cuts to pay for the uninsured in other states; and

**WHEREAS**, the Commonwealth has the ability to recoup these funds to help its own citizens by developing a Virginia plan to control growth and reform the current Medicaid program; reduce cost-shifting from the uninsured to Virginia businesses and their employees; force individuals to take responsibility for their own health; improve the quality of care delivered by paying providers to manage care rather than paying for volume of care; shift the risk of Affordable Care Act implementation off of Virginia taxpayers if the federal government reneges on its commitments and reduce waste, fraud and abuse of government programs more effectively; now, therefore, be it

**RESOLVED** by the Smyth County Board of Supervisors that it hereby supports and urges the Virginia General Assembly to develop and implement in the Commonwealth of Virginia a plan to provide more Virginians with access to affordable health care coverage and services and to take advantage now of receiving federal funds for this implementation, which would provide a significant boost to Virginia's economy and provide local taxpayer relief.

Royal Oak District Supervisor G. Blake Frazier made a motion to accept the resolution and authorize, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr, to sign the Resolution. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins, Rye Valley District Supervisor Rick K. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

[7:00:22 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called a 10 minute recess.

[7:23:42 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called the meeting back to order.

[7:23:46 PM](#) Dr. Pete Mowbray with the Smyth Bland Regional Library Board addressed the Board of Supervisors concerning insurance premiums. Mr. Mowbray stated that insurance premiums for Library employees have risen 70%. The Library Board would like for the Board of Supervisors to grant them the ability to set their own policy for the health insurance, stating they want to stay part of the County plan, just want to manage it from their end.

Michelle Clayton, County Attorney stated that she would have to research and see if this is something the Board can grant for the Library Board to manage. Rye Valley District Supervisor Rick K. Blevins motioned to send this request to the Budget Committee. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:28:27 PM](#) Michael Carter, County Administrator asked the Board of Supervisors to amend the FY 13-14 Budget from \$1,090,638.00 to \$1,240,638.00 for part time wages in the Sheriff Radar Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Information was presented concerning the purchase of a new vehicle for the county. On a recent trip to Richmond, a Chevrolet Trailblazer was involved in an accident. Insurance recovery was \$17,300. Mountain View Ford had the lowest bid of the four (4) bids received. The total for the bid from Mountain View Ford was \$26,204.81. A transfer would need to be made from 011010-5308 to 012010-9003 for this purchase. Rye Valley District Supervisor Rick Blevins made a motion to recommend the purchase of the vehicle from Mountain View Ford and for the transfer of funds, to the Board of Supervisors. Park District Supervisor M. Todd Dishner seconded the motion and the motion was agreed upon unanimously.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and

Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:33:33 PM](#) Michael Carter, County Administrator informed the Board that an appointment for the UTRR Board needed to be made. Mr. Carter asked the Board for the opportunity to designate someone on staff, and then bring back the recommendation to the Board. North Fork District Supervisor Ron C. Blevins made a motion to approve Mr. Carter request to designate someone on staff and then bring a recommendation back to Board of Supervisors. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:35:10 PM](#) Park District Supervisor M. Todd Dishner made a motion to recommend Dawn Robinson as the Park District Representative for the Department of Social Services Board. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:36:15 PM](#) Michael Carter, County Administrator introduced Lori Hester as the new Director of Economic and Community Development for Smyth County. Ms. Hester informed the Board of Supervisors what she has been working on since becoming the Director in March.

[7:41:39 PM](#) Scott Simpson, Assistant County Attorney brought before the Board a recommendation from the Courthouse Committee concerning the following:

- 1.) A recommendation to the Board to award the Courthouse bid to Burwil Construction, at a base bid of \$13,578,000.00.
- 2.) A recommendation to the Board for bid alternate No.1B and alternate NO.3, for a total bid alternate of \$218,000.00. With this alternate bid, it also allows for the dome on the courthouse to be addressed, along with the roof of the Court House. This would make total contract to Burwil Construction \$13,796,000.00.



After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

[7:48:18 PM](#) Saltville District Supervisor Roscoe D. Call motioned to recommend the following approval of compensation for The Board of Equalization Members and for Michelle Clayton, County Attorney to submit to the Circuit Court Judge of Smyth County, the following payment schedule. North Fork District Supervisor Ron C. Blevins seconded the motion.

Pursuant to a resolution adopted by the Board of Supervisors at its meeting on March 11, 2014, the undersigned was directed to petition the Court to establish a policy for the compensation for sitting members of the Board of Equalization pursuant to §58.1-3370, et seq., of the 1950 Code of Virginia, as amended, which compensation was fixed by the Board of Supervisors as follows:

- (i) For more than three (3) hours of service on any calendar day - \$100.00.
- (ii) For three (3) or less hours of service on any calendar day - \$50.00.
- (iii) On any day of service reimbursement of \$00.38.5 cents per mile for mileage incurred as a result of meetings or inspections of property before the Board.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** Rye Valley District Supervisor Rick K. Blevins

**ABSENT:** None

[7:50:34 PM](#) No discussion concerning Old Business.

[7:50:43 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened supervisor comment time. Royal Oak District G. Blake Frazier stated that he was impressed by citizens attending the meeting tonight. Mr. Frazier felt like VDOT representatives addressed the bridge issue well and he welcomed Lori Hester. North Fork District Supervisor Ron C. Blevins welcomed Lori Hester and apologized for getting excited concerning the Resolution with MSHA. Mr. Ron Blevins stated he felt as if the County was represented by a good Board and that everyone is working well together. Rye Valley District Supervisor Rick K. Blevins welcomed Lori Hester and appreciates all her efforts. Atkins District Supervisor J. Howard Burton stated that he was very impressed with Lori Hester and her positive attitude. Park District Supervisor M. Todd Dishner welcomed Lori Hester and wished Michelle Clayton, County Attorney a Happy Birthday. Saltville District Supervisor Roscoe D. Call welcomed Lori Hester along with Chairman, Wade H. Blevins Jr.

[7:53:15 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to continue the meeting until Thursday, March 27<sup>th</sup> at 7:00 p.m. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

The Smyth County Board of Supervisors held a continued meeting at 7:00 p.m., **Thursday, March 27, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; Administrative Assistant Kelly Woods, Director of Community and Economic Development Lori Hester (5)

**Public Hearing:** At 7:00 p.m. Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter read the advertisement as placed in the Smyth County News and Messenger as well as the rules of procedure during public hearings.

***BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS  
AND  
SMYTH COUNTY PLANNING COMMISSION***

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, January 23, 2014, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

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

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities, persons requiring special assistance to attend and participate in this hearing should contact the Smyth County Building and Zoning Department at (276) 706-8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator  
Norman K. Sparks, Chairman of the Planning  
Commission

**Commissioners Present:** Chairman Norman Sparks, Graham Davidson, Charles Wassum, Wayne Venable, L. V. "Pokey" Harris

**Absent:** Joel Pugh

**Public Hearing Portion**

*An application from Tammy Miller for a Special Use Permit to establish a Childcare Center. The property is located at 208 Myers Street in Marion. It is identified as Tax Map Nos. 46B-1-26 and is zoned Residential.*



Mr. Williams explained Tammy Miller's intention to seek a special use permit to establish a *Childcare Facility* at her residence located at 208 Myers Street Marion. The property is further identified as Tax Map Nos. 46B-1-26. Mr. Williams explained that Ms. Miller has operated a childcare facility for the past fifteen years but until recent procedural changes with the Department of Social Services she was unaware a Special Use Permit was required. With her application, she submitted the required owner's affidavit and paid the required fee. Notice of tonight's public hearing was advertised in the Smyth County News & Messenger on March 15 and 22, 2014. Additionally, a first class mailing was made to each of the applicant's adjoining property owners.

Ms. Thomas was present and informed the Board she has operated her childcare facility in her home for the past 2 years. She will be licensed to keep up to 12 children. She currently has two preschool children in her care. She is requesting the Special Use Permit so she may obtain her license from the Department of Social Services. Mrs. Long, who is located at 217 Myers Street, Marion VA, wrote a letter read into the meeting by Mr. Williams, and she states she is against having a daycare located in her neighborhood. Citizens Theresa Cress, Becky Oakes, Diane Eller, Virginia Mason, Nancy Carrico, Patty Frye, and Adam Burchette, whom are all residents to the neighborhood spoke, expressing their dislike for the daycare in their neighborhood. No one else spoke on the application.

Chairman Blevins and Chairman Sparks closed the joint public hearing at 7:28 p.m. Chairman Norman Sparks recessed the Planning Commission.

Chairman Sparks reconvened the Commission at approximately 7:29 p.m. Mr. Sparks opened the floor to the Commission for comments or questions.

**Recommendation on the request of Tammy Miller for a Special Use Permit:** Mr. Wassum made a motion to recommend the Board approve Tammy Miller's application for a Special Use Permit to operate a Childcare Facility at 208 Myers Street (Tax Map Nos. 46B-1-26) with the restrictions of no more than 5 children and hours of 6:30 a.m. to 5:30 p.m. Mr. Davidson seconded the motion and the following vote was recorded.

Vote:	4 yays	Davidson, Wassum, Sparks and Doyle
	2 nays	Harris, Venable
	1 absent	Pugh

**Adjournment:** At approximately 7:50, Chairman Sparks adjourned the Planning Commission's meeting.

[7:53:00 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called meeting the back to order.

[7:53:28 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizens time. No one present to speak. Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed Citizens time.

[7:53:57 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to approve \$135,988.25 for the Accounts Payable Listing. The following is an explanation of the appropriations approved:

Accounts Payable Listing	\$135,988.25
--------------------------	--------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:57:43 PM](#) Roscoe Call, Saltville District Supervisor brought a recommendation before the Board concerning the water line at Riverside Community Center. Mr. Call explained that a water line had recently frozen and ruptured, and the County was being asked to help pay for the repairs. After further discussion, it was agreed that repairs were the responsibility of Riverside Community Center, and the County would not take any of the responsibility of repairing the water lines.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Roscoe Call, Saltville District Supervisor brought a recommendation before the Board concerning HVAC services with Cook's Mechanical Service. After discussion, the committee recommends for the contract with Cook's Mechanical Service to be renewed.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Roscoe Call, Saltville District Supervisor brought a recommendation before the Board concerning proposals for ADA improvements to Riverside Community Center. Mr. Call stated the small purchase procedure bid was conducted and the County received three (3) proposals. Branson Construction was the lowest bid in the amount of \$4,772.48, therefore the committee recommends for the bid to be awarded to Branson Construction.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:57:52 PM](#) Roscoe Call, Saltville District Supervisor brought a recommendation before the Board from the Water and Sewer Committee. The committee recommends granting Stephen Bales an easement variance for his property, which will allow for construction of a new garage on his property located at 5773 Lee Highway, Atkins, VA 24311.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Roscoe Call, Saltville District Supervisor brought a recommendation before the Board from the Water and Sewer Committee. The committee recommends increasing the Disconnect/Reconnect fee from \$25.00 to \$35.00 effective July 1, 2014.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Roscoe Call, Saltville District Supervisor brought a recommendation before the Board from the Water and Sewer Committee. The committee recommends increasing the meter fee from \$520.00 to \$535.00 effective July 1, 2014.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Roscoe Call, Saltville District Supervisor then discussed Water and Sewer rates. Mr. Call stated the committee had been discussing an increase in the Water rate to match the current Sewer Rates.

[7:58:14 PM](#) M. Todd Dishner, Park District Supervisor brought a recommendation before the Board from the Animal Control Committee. The information was as stated below.

*David Thomas for 3 Sheep and 2 Goats. Upon discussion by the committee it was agreed upon to approve this claim for \$650.00 and the motion passed unanimously.*

*David Thomas for 2 Goats and 3 Ewes. Upon discussion by the committee, it was agreed upon to approve this claim for \$610.00, and the motion passed unanimously.*

*Mark Richardson for 1 Goat. Upon discussion by the committee, it was agreed upon to disapprove this claim, and the motion passed unanimously.*

*Jeff Davidson for 1 Angus Calf. Upon discussion by the committee, it was agreed upon to disapprove this claim, and the motion passed unanimously.*

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:09:21 PM](#) G. Blake Frazier, Royal Oak District Supervisor brought a recommendation before the Board from the Insurance Committee. With open enrollment starting April 1, 2014, the committee recommends continuing with our current provider, Anthem Local Choice for Health Insurance for FY14-15.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

G. Blake Frazier, Royal Oak District Supervisor brought a recommendation before the Board from the Insurance Committee. With open enrollment starting April 1, 2014, the committee recommends changing the County contribution for Health Insurance from 83.32% to 80%, with rates changing as explained below.

<b>Plan</b>	<b>County Portion @80%</b>	<b>Employee Portion</b>
<b>@20%</b>		
Employee	\$388.00	\$97.00
Employee Plus One	\$717.60	\$179.40
Family	\$1048.00	\$262.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[8:11:47 PM](#) Scott Simpson, Assistant County Administrator informed the Board that contracts for the Courthouse renovation have been received and Michelle Clayton, County Attorney has reviewed them. Recommendation to the Board is for the Chairman to execute the agreements. Royal Oak District Supervisor G. Blake Frazier made a motion for the execution of contracts for Courthouse Renovation and permission for the Chairman to sign. Park District Supervisor M. Todd Dishner seconded the motion. After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

[8:13:07 PM](#) Michael Carter, County Administrator asked for the Board to appropriate the funds for the purchase of a vehicle for County use. The Board previously voted on this during the March 11, 2014 meeting and approved the request to purchase the vehicle.

A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier, to appropriate \$26,204.81 (012010-9003) to Mountain View Ford for the purchase of a 2014 Ford Explorer for County use. Upon delivery, Mr. Carter is authorized to sign the check for purchase in between meetings should the need arise.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:15:06 PM](#) Michael Carter, County Administrator, brought information before the Board concerning a grant application from The Lincoln Theatre. The Lincoln Theatre would like to apply for a grant, which if awarded; the Board of Supervisors would be need to consider a local match of funds in the FY14-15 budget. This is not a commitment to the funds, just allowing the Lincoln Theatre to start the application process only. Royal Oak District Supervisor, G. Blake Frazier made a motion to allow The Lincoln Theatre to start the application process for grant monies. Saltville District Supervisor, Roscoe D. Call seconded the motion.

After consideration, the motion FAILED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,

**ABSTAINERS:** None.

**ABSENT:** None

[8:22:30 PM](#) Michael Carter, County Administrator asked the Board of Supervisors to amend the FY 13-14 Budget from \$1,090,638.00 to \$1,240,638.00 for part time wages in the Police Activity Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,



Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[8:24:42 PM](#) Scott Simpson, Assistant County Administrator, brought a recommendation before the board from the Budget Committee. The Building and Zoning Department is requesting the purchase of a new vehicle for their department.

A motion was made by Rye Valley District Supervisor Rick K. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier, to appropriate \$22,877.08 (034010-9005) to Mountain View Ford for the purchase of a 2014 F-150 for the Building and Zoning Department. Upon delivery, Mr. Carter is authorized to sign the check for purchase in between meetings should the need arise.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:27:42 PM](#) There was nothing discussed under old business.

[8:27:47 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened supervisor comment time. Park District Supervisor M. Todd Dishner stated that due to new information concerning the road added to water tank site on Ebenezer, he would like for this to be sent to the Water and Sewer Committee.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

North Fork District Supervisor Ron C. Blevins stated the Ordinance Committee has been working hard on the Subdivision Ordinance. Royal Oak District Supervisor G. Blake Frazier stated that he had received a letter from Thomas Bridge Water requesting to be informed as to any information received related to the bridge closure in Hall Addition Subdivision. No other Supervisors had any comments.

[8:30:31 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to adjourn the meeting. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,

Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

April 8, 2014

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, April 8, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call (6)

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier, County Administrator Michael Carter (2)

**STAFF:** Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods, Director of Economic and Community Development Lori Hester (5)

4:06:13 PM A motion was made by Rye Valley District Supervisor Rick K Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.1**; Discussion, consideration, or interviews of prospective candidates for employment and **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

5:03:30 PM Chairman Wade H. Blevins Jr., called the meeting back to order from closed session.

5:03:44 PM It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

#### **RESOLUTION CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in



accordance with the provisions of the Virginia Freedom of Information Act;  
and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

Sandy Elswick, Voter Registrar of Smyth County gave the invocation and Clegg Williams, Building and Zoning Administrator led the Pledge of Allegiance.

[5:04:51 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[5:05:38 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Atkins District Supervisor J. Howard Burton, to approve the minutes from the March 11, 2014 meeting.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,

Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

5:06:09 PM Financial Update-Charlie Atkins, Director of Finance informed the Board, per the report from the Treasurer's Office, there were sufficient funds in the bank for the requested appropriations.

5:07:56 PM It was moved by Park District Supervisor M. Todd Dishner seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$6,612,000.00 from the General Fund appropriation. The following is an explanation of the appropriations approved:

General County	\$ 2,100,000.00
Social Services (April 9-30, 2014)	\$ 325,000.00
(May 1-13, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,900,000.00
School Debt and Capital Outlay Fund	\$ 227,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

It was moved by Atkins District Supervisor J. Howard Burton seconded by Park District Supervisor M. Todd Dishner to appropriate \$169.90 from the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$613,907.71 from the EDA-Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to appropriate \$56,357.28 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$1,413,846.39 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[5:10:28 PM](#) Andy Overbay, 4-H Extension brought forward a proposed resolution to designate May as National Cooperative Extension Month. Resolution is as stated below.

Recognizing May 2014 as National Cooperative Extension Centennial Celebration Month

**WHEREAS,** Virginia Cooperative Extension of Smyth County is part of the nationwide Cooperative Extension System that is a partnership of federal, state and local governments

and Virginia Tech and Virginia State University, the state's land-grant universities in Virginia; and

**WHEREAS**, The Smith-Lever Act of 1914 established the Cooperative Extension Service, utilizing faculty serving as Extension Agents, who along with local staff and community-based resources, extend University research and knowledge to local communities; and

**WHEREAS**, Virginia Cooperative Extension provides wide-ranging educational programs and information in the areas of agriculture, natural resources, family and consumer sciences, 4-H youth development, food, nutrition and health, along with related areas of economic and workforce development across Virginia; and

**WHEREAS**, Virginia Cooperative Extension programs in Family and Consumer Sciences; Agriculture and Natural Resources; 4-H Youth Development, and Community Viability, benefit families, schools and businesses in Smyth County;

**Now, Therefore, Be It Resolved** by the Board of Supervisors of Smyth County that, May 2014, be designated as National Cooperative Extension Centennial Celebration Month in Smyth County and that we encourage residents to take advantage of the programs and educational opportunities that Virginia Cooperative Extension offers to the community.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Atkins District Supervisor J. Howard Burton to accept the resolution as presented from Andy Overbay.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

5:11:29 PM Scott Simpson, Assistant County Administrator brought forward information from VDOT regarding their 6 year plan. VDOT has asked for Public Hearing to be set to discuss this. It was moved by Park District Supervisor M. Todd Dishner to set the Public Hearing for VDOT 6 year Plan on May 13<sup>th</sup> at 6:00 pm, and allow VDOT to advertise. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[5:13:10 PM](#) Kelly Woods, Administrative Assistant brought forward a recommendation from the Budget Committee to change the Motor Fuel Program for the County and the Sheriff's Office. Ms. Woods explained the program that is currently being considered is with Fleet Management Services. The cards for this program can be used anywhere and discounted gas rates apply.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[5:14:32 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time.

[5:15:01 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:15:11 PM](#) Crystal Breeding, United Way of Smyth County gave an update on Untied Way to the Board of Supervisors. Ms. Breeding stated that United Way of Smyth County had surpassed the goal set last year and they are currently starting campaigns for 2014. The plan for the upcoming year is to kick off with the Saltville Playground Project. The project is scheduled for June 19 at 8:30 a.m. and will go until it's finished. The playground is being installed right below the train in Town of Saltville.

[5:22:10 PM](#) Michelle Clayton, County Attorney gave an update to the Board of Supervisors concerning the Allison Gap Project. Mrs. Clayton stated that the project is currently closing out the Lick Skillet Phase and moving to stage 2. Mrs. Clayton also stated that Michael Carter, County Administrator has requested an extension on this project. Mrs. Clayton recommended to the Board for Michael Carter, County Administrator to be allowed to sign contracts for extension. It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to proceed allow Mr. Carter to sign the contract for extension of the Allison Gap Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

5:23:45 PM Michelle Clayton, County Attorney explained to the Board concerning the three (3) votes from the Water and Sewer Committee recommendations at the March 27, 2014 meeting. The three (3) votes were to increase water rates, increase water deposits and increase water meter fees. Mrs. Clayton stated, that by code, the vote for increasing Water rates could not be done until a Public Hearing was conducted. It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Saltville District Supervisor Roscoe D. Call to set a Public Hearing for the water rate increase recommended by the Water and Sewer Committee, which will be announced at a later date.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

Rye Valley District Supervisor Rick K. Blevins made a motion to send the other two (2) votes concerning Water deposits and Meter fees back to the Water and Sewer Committee for review. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

5:26:47 PM The following recommendation was brought forward by the Planning Commission:

**Recommendation on the request of Tammy Miller for a Special Use Permit:** After discussion Mr. Wassum made a motion to recommend the Board approve Tammy Miller's application for a Special Use Permit to operate a Childcare Facility at 208 Myers Street in Marion (Tax Map No. 46B-1-26) with the condition that the number of children cannot exceed six (6), and the hours of operation are from 6:30 a.m. to 5:30 p.m. Mr. Davidson seconded the motion and the following vote was recorded.

Vote: 3 yays	Davidson, Wassum and Doyle
3 nays	Venable, Sparks and Harris

1 absent      Pugh

Considering the vote was a tie, Mr. Davidson made a motion to approve the application with the condition that there be a maximum of five (5) children kept and the operating hours be from 6:30 a.m. to 5:30 p.m. Mr. Wassum seconded the motion and the following vote was recorded.

Vote: 4 yays      Davidson, Wassum, Doyle, and Sparks  
2 nays      Venable and Harris  
1 absent      Pugh

Rye Valley District Supervisor Rick K. Blevins made a motion to approve the recommendation as presented by the Planning Commission. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion FAILED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

It was then moved by Rye Valley District Supervisor Rick K. Blevins to send the recommendation back to the Planning Commission to clear up all questions related to the permit being requested by Tammy Miller. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,

**NAYS:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Saltville District Supervisor Roscoe D. Call

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[5:41:43 PM](#) North Fork District Supervisor Ron C. Blevins gave an update on the Ordinance Committee's progress and stated they have been working on the Storm Water Management and Subdivision Ordinance.

[5:43:17 PM](#) Nothing was discussed concerning Old Business.

[5:43:33 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened supervisor comment time. Rye Valley District Supervisor Rick K. Blevins asked when VDOT came for



the public hearing to ask them for an update on the Bridge Closure. No other Supervisors had any comments.

[5:44:07 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to continue the meeting until Thursday, April 24<sup>th</sup> at 7:00 p.m. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier



The Smyth County Board of Supervisors held a continued meeting at 7:00 p.m., **Thursday, April 24, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods (5)

**Others Present:** Several citizens, Stephanie Porter Nichols, Smyth County News and Messenger.

[7:10:17 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the meeting to order.

[7:10:24 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizens time. Cathy Smith, Chilhowie Fire Department spoke in regards to funding for the department. Mrs. Smith presented information to the Board in regards to the Department and the certifications they have received. The Chilhowie Fire Department would like for the Board to consider increasing their funding for the FY14-15 budget.

[7:18:06 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed Citizens time.

[7:18:13 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to approve \$78,967.50 for the Accounts Payable Listing.

Accounts Payable Listing	\$78,967.50
--------------------------	-------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$300,000.00 from the EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and

Royal Oak District Supervisor G Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:19:00 PM](#) Michael Carter, County Administrator asked the Board of Supervisors to approve the purchase of two (2) SANS, and to approve the transfer of \$10,000 from 1-001-011010-5308 and \$3,000 from 1-001-056000-5827. These funds will be transferred to 1-001-012200-9001 for the purchase of this equipment.

G. Blake Frazier, Royal Oak District Supervisor made a motion to approve the purchase and transfer of the funds. Roscoe D. Call, Saltville District Supervisor seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:22:30 PM](#) Saltville District Supervisor Roscoe D. Call made a request on behalf of the Saltville Rescue Squad. The squad is requesting a surplus vehicle from the county. Major M. B. Hounshell stated the Sheriff's Office had a 2006 Crown Victoria that could be given to the Saltville Rescue Squad. Saltville District Supervisor Roscoe D. Call made a motion to surplus and donate the 2006 Crown Victoria to Saltville Rescue Squad. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:24:09 PM](#) Dr. Mike Robinson, Smyth County School Board Superintendent presented the School Board Budget for fiscal year 2014-2015. Dr. Robinson stated the State budget numbers have not been received, so the budget before the Board of Supervisors are not concrete numbers. Dr. Robinson also stated the requested budget does include a step raise for all employees.

[7:51:33 PM](#) Saltville District Supervisor Roscoe D. Call motioned to set a Public Hearing for the School Board budget for Tuesday, May 13 at 6:30 p.m. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,

Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[7:52:38 PM](#) North Fork District Supervisor Ron C. Blevins updated the Board on the progress the Ordinance Committee has made with the Storm Water Management Program. The Program is intended to facilitate the submission and approval of plans, issuance of permits, payment of fees and coordination of inspection and enforcement activities into a more convenient and efficient manner for Smyth County. Mr. Clegg Williams gave further information concerning the option of opting in to the Storm Water Management Program and what it meant for the County.

[7:58:06 PM](#) The Ordinance committee made a recommendation for Smyth County to opt into the Storm Water Management program and to set a Public Hearing for May 13, 2014 at 6:15 p.m.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:02:45 PM](#) Michael Carter, County Administrator presented a Festival Permit from the Konnarock Retreat House. The event will be held on Saturday, June 14 from 10 a.m. to 6 p.m. Mr. Carter stated that a Public Hearing has been set for May 13 5:45 p.m.

[8:04:18 PM](#) Scott Simpson, Assistant County Administrator gave an update to the Board concerning the Water/Sewer Committee. The committee recommends approving the advertising for construction bids for the Groseclose Sewer Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

Mr. Simpson presented another recommendation from the Water/Sewer Committee. The committee recommends two task orders to the Board. The first would be for the Konnarock Community Center Well Rehabilitation and the second would be for the Cornett Spring Evaluation.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,

Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

The Water/Sewer committee would also like to recommend setting a Public Hearing for ordinance revisions for May 22, 2014 at 7:30 p.m.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:15:52 PM](#) Royal Oak District Supervisor G. Blake Frazier gave the Board an update concerning the Insurance Committee. Mr. Frazier stated the Insurance Committee had met with the Library Board. The Library Board is currently working on their Health Insurance and trying to lower the cost to the Library.

[8:19:08 PM](#) There was nothing discussed in Old Business.

[8:19:17 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins, to enter into closed session under 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.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:31:51 PM](#) It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by Rye Valley District Supervisor Rick K. Blevins, to return to open session and adopt the following resolution certifying the business conducted in closed session as follows:

#### **RESOLUTION CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED**, the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:32:27 PM](#) Supervisor Comment Time. Royal Oak District Supervisor G. Blake Frazier stated that he was very proud to have Lori Hester, Director of Community and Economic Development on staff and commended her on doing a great job. Rye Valley District Supervisor Rick K. Blevins stated that he had attended the meetings for the School Board Budgets. Atkins District Supervisor J. Howard Burton stated that he had traveled to neighboring counties, and they are growing fast. Mr. Burton emphasized how important community and economic development is to Smyth County.

[8:35:11 PM](#) Michael Carter, County Administrator gave explanation to the Board concerning the appropriation of \$300,000 from EDA-Fund 4.

[8:36:06 PM](#) Saltville District Supervisor Roscoe D. Call made a motion to adjourn the meeting. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.



Board of Supervisors Meeting Minutes  
May 13, 2014

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, May 13, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (6)

[4:08:35 PM](#) A motion was made by Rye Valley District Supervisor Rick K Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:01:28 PM](#) Chairman Wade H. Blevins Jr., called the meeting back to order from closed session.

[5:01:35 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

Board of Supervisors Meeting Minutes  
May 13, 2014

[5:02:12 PM](#) Lori Hester, Director of Community and Economic Development gave the invocation and Kelly Woods, Administrative Assistant led the Pledge of Allegiance.

[5:04:51 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:05:38 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier, to approve the minutes from the March 27<sup>th</sup>, April 8<sup>th</sup>, and April 24<sup>th</sup> meeting.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:06:09 PM](#) Financial Update-Charlie Atkins, Director of Finance informed the Board, per the report from the Treasurer’s Office, there were sufficient funds in the bank for the requested appropriations.

[5:07:56 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$6,215,000.00 from the General Fund appropriation. The following is an explanation of the appropriations approved:

General County	\$ 1,630,000.00
Social Services (May 14-31, 2014)	\$ 325,000.00
(June 1-10, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,900,000.00
School Debt and Capital Outlay Fund	\$ 300,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$477,482.32 from the EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to appropriate \$12,210.76 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins  
**ABSTAINERS:** None.  
**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to appropriate \$48,878.02 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$766,756.77 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** None.

[5:10:56 PM](#) Scott Simpson, Assistant County Administrator presented a recommendation from the Surplus Committee. The committee recommends to surplus the following vehicles:

YEAR	MAKE	MODEL	MILEAGE	VIN
2004	Chevrolet	Truck	143,346	1GCEK19V64E376828
2007	Ford	4D Crown Victoria	UNKNOWN	2FAHP71W57X131906
2008	Ford	4D Crown Victoria	108,280	2FAHP71V78X162969
2008	Ford	4D Crown Victoria	UNKNOWN	2FAHP71V38X162970
2009	Dodge	Charger	108,024	2B3KA43TX9H540744
2004	Ford	Explorer	143,064	1FMZU72KX4UA91601
2002	Ford	Explorer	145,730	1FMZU72E52ZB17855
2002	Ford	Explorer	181,020	1FMZU72E82ZA10878

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.  
**ABSTAINERS:** None.



**ABSENT:** None.

[5:11:19 PM](#) Scott Simpson, Assistant County Administrator presented information concerning the Four for Life distribution as stated below. Mr. Simpson asked for approval and appropriation from the Board.

Agency	Disbursement Amount
Marion Life Saving Crew	\$7,003.10
Chilhowie FD/EMS	\$7,003.10
Saltville Rescue Squad	\$7,003.10
Sugar Grove Life Saving	\$7003.10

These disbursements total \$28,012.40.

Atkins District Supervisor J. Howard Burton made a motion to approve and appropriate the Four for Life distribution as presented by Mr. Simpson. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:11:53 PM](#) Arthur Barker, Smyth County Sheriff's Office presented information on the Bryne Justice Assistance Grant through the Sheriff's Department. This is a grant through the Commonwealth of Virginia Department of Criminal Justice Services in the amount of \$1697.00. This grant requires a local match of \$189.00 and will be used to purchase 6 conversion kits for service weapons. However the total for the project is \$2,094.00, so the proposed match would need to be \$397.00. The kits will be paid out of Fund 744 line item 010000-5450. The Sheriff's Office is asking the Board to approve the grant and the local proposed match.

Saltville District Supervisor Roscoe D. Call made a motion to approve the grant and local match as presented by Mr. Barker. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:13:32 PM](#) Saltville District Supervisor Roscoe D. Call made a motion to set a Public Hearing for Water /Sewer Rates and Ordinance to June 10, 2014 at 6:00 p.m. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

Board of Supervisors Meeting Minutes  
May 13, 2014

North Fork District Supervisor Ron C. Blevins made a motion to set a Public Hearing for the County Budget for June 10th, 2014 at 6:15 p.m. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:16:13 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time. Andy Overbay, Extension Office of Smyth County invited the Board of Supervisors to Extension Open House on May 14, 2014 from Noon until Six (6) p.m. This would allow them to meet the agents and a graduating class of Master Gardeners.

[5:18:35 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:18:39 PM](#) Beth Merz, Ranger U.S. Forest Service presented information on the Secure Rural Schools Project, which is a project for forest recreation enhancements in Smyth County. This project would connect the SR 600 Overlook to Hurricane Campground, located just off SR 16. Royal Oak District Supervisor G. Blake Frazier made a motion to allow the project to move forward as presented by Ms. Merz. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:27:12 PM](#) School of Medicine Update- Dr. Dave Haney Emory & Henry gave an update to the Board concerning the School of Physical Therapy that will be located at the old Smyth County Hospital and he also extended his gratitude for the support from the County.

[5:37:46 PM](#) Michelle Clayton, County Attorney presented information on the Memorandum of Agreement between the Smyth County Board of Supervisors and The Smyth County Public Schools regarding transfers of School Property. Rye Valley District Supervisor Rick K. Blevins made a motion to accept the MOA as presented by Mrs. Clayton. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:41:00 PM](#) G. Blake Frazier, Royal Oak District Supervisor brought a recommendation before the Board from the Insurance Committee permitting Smyth Bland Regional Library to remain part of the County's health insurance plan with The Local Choice, who is the plan administrator of Smyth County's Health Insurance with Anthem and allow Smyth Bland Regional Library to become a subgroup of the same plan effective July 1, 2015.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,

Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:41:25 PM](#) Scott Simpson, Assistant County Administrator gave the Board an update on the Mega site the County has been working on. Mr. Simpson stated that work continues on the site, and he is pleased with the progress.

[5:43:03 PM](#) Michael Carter, County Administrator gave an update to the Board concerning the County budget. Mr. Carter stated that as of now, the budget is balanced and the Budget Committee has worked diligently to obtain this and they have looked at each line of every budget.

[5:44:59 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for a Festival Permit submitted by Konnarock Retreat House.

Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

#### **PUBLIC HEARING NOTICE**

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, May 13, 2014 at 5:45 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 Konnarock Retreat House has submitted a festival application for an event to be held on Saturday, June 14, 2014. This event will be held at the Konnarock Retreat House, 6402 Konnarock Road, Troutdale, Virginia, 24378, and will be held between the hours of 10:00 a.m. and 4:00 p.m.*

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

Michael Carter, County Administrator read the rules for Public Hearings.

Jean Hamm, Chair of the Board of Directors for Konnarock Retreat House, stated that all the information has been received for this permit, however due to unfortunate circumstances the date on the application needs to be changed to October 4<sup>th</sup>, 2014.

[5:49:25 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Wade H. Blevins, Jr. closed the Public Hearing.

[5:50:11 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr., called a 10 minute recess.

[6:01:57 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called the meeting back to order.

[6:02:05 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the Public Hearing for the VDOT 6 year plan. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

#### *Public Hearing Notice*

The Virginia Department of Transportation and the Board of Supervisors of Smyth County, in accordance with Section 33.1-70.01 of the Code of Virginia, will conduct a joint public hearing in the Board of Supervisors Meeting Room of the Smyth County Administration Office, 121 Bagley

Circle, Suite 100, Marion, Virginia 24354 at **6:00 p.m. on May 13, 2014**. The purpose of this public hearing is to receive public comment on the proposed Secondary Six-Year Plan for Fiscal Years 20014/15 through 2019/20 in Smyth County and on the Secondary System Construction Budget for Fiscal Year 2014/15. Copies of the proposed Plan and Budget may be reviewed at the Wytheville Residency Office of the Virginia Department of Transportation, located at 2843 Chapman Road, Wytheville, Virginia 24382 or at the Smyth County Administration Office located at 121 Bagley Circle, Suite 100, Marion, Virginia 24354.

All projects in the Secondary Six-Year Plan that are eligible for federal funds will be included in the Statewide Transportation Improvement Program (STIP), which documents how Virginia will obligate federal transportation funds.

Persons requiring special assistance to attend and participate in this hearing should contact the Virginia Department of Transportation at (276) 228-2153. Persons wishing to speak at this public hearing should contact the Smyth County Board of Supervisors at (276) 783-3298.

Michael Carter, County Administrator read the rules for Public Hearings.

One citizen, Joe Copenhaver chose to speak concerning the bridge closure within the Hall Addition community. He would like an update concerning this and progress related to the bridge. Jeff Russell with VDOT stated they were working with the Rail Road to resolve the issue and would keep everyone updated.

Jeff Russell with VDOT presented the 6 year plan for VDOT.

[6:22:16 PM](#) With no one else wishing to speak, Chairman Chilhowie District Supervisor Wade H. Blevins Jr., closed the VDOT Public Hearing.

[6:22:22 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the Public Hearing on Storm Water Management. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**PUBLIC HEARING  
BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS**

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, May 13, 2014 at 6:15 p.m., or as soon thereafter, as may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following: Adoption of the Smyth County Storm water Management Ordinance combined with Erosion and Sediment Control Ordinance and inclusion of the current Floodplain Ordinance into Chapter 20 of the Smyth County Code.

- Stormwater Management Ordinance required by federal and state mandate. The Virginia General Assembly and Department of Environmental Quality are requiring adoption of a stormwater management ordinance by all localities by July 1, 2014 in order to protect the quality and quantity of state waters from the potential harm of unmanaged stormwater.
- Combined with Erosion and Sediment Control. Because both involve and may apply to the same land-disturbing activities, the two ordinances have been combined.
- Opt in and Fees. Smyth County opted in to manage the program and has thereby reduced fees currently permitted under state law by 25% and eliminated the fees for erosion and sediment control if stormwater compliance is also required.
- The Stormwater Management Ordinance provides for:
  - This unified program is intended to facilitate the submission and approval of plans, issuance of permits, payment of fees, and coordination of inspection and enforcement of activities as efficiently and conveniently as possible for Smyth County and those responsible for compliance with these programs.
  - Unless exempt, the ordinance applies to all land-disturbing activities exceeding 10,000 square feet and one acre or part of a larger common plan of development.
  - The ordinance permits an agreement in lieu of a stormwater management plan for construction of single-family residences.
  - Contents for plans and requirements for long term maintenance of permanent stormwater facilities.
  - Plan review timing for approval or disapproval and modifications for deficiencies.
  - Pollution prevention plan requirements on prohibited discharges.
  - Penalties and other legal action for violations of the Stormwater Ordinance.
  - Hearing, appeals and judicial review.

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. In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact Clegg Williams, ADA Coordinator, at (276)783-3298 x227, at least 48 hours prior to the hearing. A copy of this proposed amendment is on file in the Office of the County Administrator

of Smyth County at the address given above, and may be viewed during regular business hours Monday through Friday and at [www.smythcounty.org](http://www.smythcounty.org).

Done by order of the Board of Supervisors of Smyth County

Michael L. Carter, County Administrator

Michael Carter, County Administrator read the rules for Public Hearings.

[6:32:04 PM](#) With no one wishing to speak, Chairman Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing on Storm Water Management.

[6:32:12 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the Public Hearing on the School Board Budget FY14-15. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**NOTICE OF PUBLIC HEARING  
ON THE SMYTH COUNTY SCHOOL BUDGET  
FOR FISCAL YEAR COMMENCING  
July 1, 2014– June 30, 2015  
On May 13, 2014 at 6:30 p.m.**

This budget synopsis is prepared and published in accordance with Section 15.2-2506 and 22.1-93, of the Code of Virginia of 1950, as amended. The budget has been prepared and proposed on the basis of estimates made by the Smyth County School Board. The adoption of this proposed budget shall require a monthly appropriation by the Smyth County Board of Supervisors as required in Section 15.2-2506 for any contemplated expenditures.

The Smyth County Board of Supervisors will conduct a hearing for the purpose of receiving public comment on the proposed School Board budget for fiscal year beginning July 1, 2014. The public hearing will be held in the **Board of Supervisors meeting room, 121 Bagley Circle, Smyth County Office Building on May 13, 2014 at 6:30 p.m.**

Subject to the rules and procedures of the Board of Supervisors, at the above-mentioned day, time, and place any citizen of Smyth County may appear and express their opinion(s).

A full copy of the proposed Smyth County School Board budget is on file at the Office of the County Administrator, 121 Bagley Circle, Suite 100, Marion, Virginia, and may be viewed during regular business hours 8:00 a.m. – 5:00 p.m., Monday – Friday.

By order of the Smyth County Board of Supervisors  
Michael Carter, County Administrator

Smyth County School Board			
Operations Budget For the Year Ending June 30, 2015			
Revenue Summary for Operations Budget			
	2013-2014	2014-2015	Difference
State Revenue	\$ 26,280,584	\$ 26,164,239	\$ (116,345)
Local Revenue	\$ 8,011,575	\$ 9,035,786	\$ 1,024,211
Federal Revenue	\$ 5,295,987	\$ 4,875,798	\$ (420,189)
State Sales Tax	\$ 4,590,628	\$ 4,614,471	\$ 23,843
Other Revenue	\$ 2,158,402	\$ 2,227,195	\$ 68,793
TOTAL OPERATIONS	\$ 46,337,176	\$ 46,917,489	\$ 580,313
Expenditure Summary for Operations Budget			
	2013-2014	2014-2015	Difference
Instruction	\$ 33,912,629	\$ 34,365,465	\$ 452,836
Administration	\$ 1,602,304	\$ 1,582,856	\$ (19,448)
Transportation	\$ 2,256,299	\$ 2,280,991	\$ 24,692
Facilities	\$ 4,252,996	\$ 4,266,184	\$ 13,188
Food Service	\$ 3,033,210	\$ 3,074,304	\$ 41,094
Technology	\$ 1,279,738	\$ 1,347,689	\$ 67,951
TOTAL OPERATIONS	\$ 46,337,176	\$ 46,917,489	\$ 580,313



Smyth County School Board			
Capital Outlay and Debt Service Budget For the Year Ending June 30, 2015			
Revenue Summary for Capital Outlay and Debt Service Budget			
	2013-2014	2014-2015	Difference
Local Funds - Capital Outlay	\$ 185,138	\$ 185,138	\$ -
Local Funds - Debt Service	\$ 1,781,221	\$ 1,905,321	\$ 124,100
Other Funds – Interest Rebate	\$ 487,113	\$ 487,113	\$ -
TOTAL CAPITAL OUTLAY	\$ 2,453,472	\$ 2,577,572	\$ 124,100
Expenditure Summary for Capital Outlay and Debt Service Budget			
	2013-2014	2014-2015	Difference
Capital Outlay – Facilities	\$ 185,138	\$ 185,138	\$ -
Capital Outlay - Debt Service	\$ 2,268,334	\$ 2,392,434	\$ 124,100
TOTAL CAPITAL OUTLAY	\$ 2,453,472	\$ 2,577,572	\$ 124,100

Michael Carter, County Administrator read the rules for Public Hearings.

[6:40:27 PM](#) Earl McClure, citizen, spoke and stated that he had requested a copy of the full budget for the School System and nothing was provided to him. He also state he felt like the teachers should receive a step increase raise.

[6:45:45 PM](#) Shannon Harris, President of Smyth County School Association spoke and stated that all the work the Board of Supervisors has given to the budget was appreciated and would like for all to work together to give the children of Smyth County a good education.

[6:46:38 PM](#) Sarah Combs, citizen, spoke and gave the Board an update on the Public Hearing concerning the closure of the school in Sugar Grove. Ms. Combs stated she would like to see the school to remain open, and would like for the Board to reconsider their funding.

Mack Buchanan, citizen and member of Smyth County School Board stated he was very disappointed with the turn out from the School Board faculty, and citizens. Mr. Buchanan would also like for the Board to reconsider the funding.

[6:56:14 PM](#) Chris Stone, Rye Valley Community Representative spoke and would like to see the School System fully funded as in previous years from the County.

[6:57:37 PM](#) David Martin, citizen Sugar Grove spoke and stated that he did not feel like it was necessary to close the school in Sugar Grove. Mr. Martin also stated that our children are the future of Smyth County and this would have a great impact on them.

[7:00:11 PM](#) With no one else wishing to speak, Chairman Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing on the School Board Budget FY14-15.

[7:00:20 PM](#) Royal Oak District Supervisor G. Blake Frazier asked Dr. Robinson to clarify the school budget and stated the Board of Supervisors are in support of Education and the School System. Mr. Frazier stated that he disagrees with the way things are being handled and that the Board does not handle the allocation of the budget by the School Board. He asked several questions to Dr. Robinson and Mr. Carter. Dr. Robinson gave information concerning the questions asked by Mr. Frazier. Dr. Robinson states the School Board and it’s staff are always willing to work with the Board of Supervisors.

[7:18:46 PM](#) Nothing was discussed concerning Old Business.

[7:19:11 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened Supervisor comment time. No comment from Supervisors.

[7:19:28 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to continue the meeting until Thursday, May 22<sup>nd</sup> at 7:00 p.m. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:  
**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and

Royal Oak District Supervisor G. Blake Frazier.  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** None



The Smyth County Board of Supervisors held a continued meeting at 7:00 p.m., **Thursday, May 22, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call (6)

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier (1)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (6)

[6:59:55 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the meeting to order.

[7:00:07 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizens time. Rebecca Heath, Chilhowie Elementary School Teacher spoke concerning the SOL testing that is conducted by the Smyth County School System. She would like for the Board to understand the scores do not reflect a child's growth and it is a requirement for these to be taught.

[7:03:14 PM](#) Earl McClure, citizen from Chilhowie Virginia, spoke and stated that he supports the teachers, and feels as if they all do a good job under the circumstances. He would like to see the County take a closer look at the budget and where money is spent. Mr. McClure feels as if more money should be used to help those less privileged in the county.

[7:06:01 PM](#) Geoff Hall, citizen spoke and thanked the Board for the work they continue to do. Mr. Hall presented information to the Board for a recreational complex he feels is an added asset to the County and would like to see a feasibility study done so that this project may move forward. Mr. Hall stated he understands the lack of funds, but with some research he has found that there are grants available to the County.

[7:22:44 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed Citizens time.

[7:22:48 PM](#) Michael Carter, County Administrator gave information to the board for a consideration of electronic attendance for Mr. Blake Frazier. Mr. Frazier could not be physically in attendance for today's meeting and would like to be permitted to participate by telephone. Mrs. Clayton described Virginia Code Section § 2.2-3708.1 which permits members to participate electronically under emergency circumstances. She explained that Board Member Blake Frazier, a funeral home director, was required to be in South Boston to transport a body. The Board voted unanimously to allow Mr. Frazier to participate in the meeting by the County's conference telephone system, and he voted on the school budget.

North Fork District Supervisor Ron C. Blevins made a motion to allow Royal Oak District Supervisor G. Blake Frazier to attend the meeting via telephone. Saltville District Supervisor Roscoe D. call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:24:44 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to approve \$90,000.00 from the General Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to approve \$342,067.33 for the Accounts Payable Listing.

Accounts payable listing:	\$342,067.33
---------------------------	--------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

It was moved by Atkins District Supervisor J. Howard Burton seconded by Park District Supervisor M. Todd Dishner to approve \$3,187.00 for the On-Site Waste Water listing.

On-Site Waste Water	\$3,187.00
---------------------	------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

It was moved by North Fork District Supervisor Ron C. Blevins seconded by Saltville District Supervisor Roscoe D. Call to approve a transfer of \$377,156.44 from EDA-Fund 4 to the General Fund.

EDA Fund 4	\$377,156.44
------------	--------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:25:54 PM](#) Information was presented by Michael Carter, County Administrator concerning the purchase of 2 new containers for Solid Waste. Bakers Waste Equipment had the lowest bid of the three (3) bids received. The total for the bid from Bakers Waste Equipment was \$12,278.00. North Fork District Supervisor Ron C. Blevins made a motion to approve the purchase of these containers from Bakers Waste Equipment. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:27:11 PM](#) Michael Carter, County Administrator reviewed a request from the Art League of Marion concerning the Hungry Mother Festival signs placed in Seven Mile Ford and Atkins to advertise the festival. The League is asking the Board to recognize these as “official signs” to meet VDOT regulations. Mr. Carter noted this request comes before the Board each year and there is no cost to the County; the League takes care of everything. Rye Valley District Supervisor Rick K. Blevins made a motion to recognize the signs belonging to the Art League as “official signs” to advertise the upcoming Hungry Mother Festival. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:27:54 PM](#) Michelle Clayton, County Attorney presented information on the Memorandum of Understanding between the Rye Valley Water Authority and Smyth County. This understanding identifies how the County handles the payroll function for Rye Valley Water Authority. This is a committee recommendation to approve the MOU and allow Chairman, Wade H. Blevins JR. to sign.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[7:29:38 PM](#) School Board Budget- Michael Carter, County Administrator informed the Board the Budget Committee recommends to approve level funding, as funded in FY13-14 budget. Mr. Carter also asked for a roll call vote to be taken, considering the circumstances with Blake Frazier. (Blake Frazier called in)

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,

Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:33:44 PM](#) Nothing was discussed concerning Old Business.

[7:33:56 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins, to enter into closed session under 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.

After consideration, the motion PASSED by the following roll call vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[7:53:00 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Saltville District Supervisor Roscoe D. Call, to return to open session and adopt the following resolution certifying the business conducted in closed session as follows:

#### **RESOLUTION CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED**, the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[7:53:41 PM](#) Supervisor Comment Time. North Fork District Supervisor Ron C. Blevins stated that he was really pleased with the Board and with the County. Park District Supervisor M. Todd

Dishner stated the Budget Committee has worked really hard on the budget and he is pleased with the progress.

[7:56:53 PM](#) Michael Carter, County Administrator informed the Board that Youth Government Day had been held earlier in the day and he was pleased with the youth that were present.

[7:58:44 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to adjourn the meeting. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

Board of Supervisors Meeting Minutes  
June 10, 2014

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, June 10, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (6)

**ABSENT:** Atkins District Supervisor J. Howard Burton (1)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (6)

[4:05:05 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[4:12:34 PM](#) Chairman Wade H. Blevins Jr., called the meeting back to order from closed session.

[5:01:35 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

Lori Hester, Director of Community and Economic Development gave the invocation and Mary Walters, Water Department Clerk led the Pledge of Allegiance.

[5:05:53 PM](#) A motion was made by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,



Board of Supervisors Meeting Minutes  
June 10, 2014

Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:07:26 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier, to approve the minutes from the May 13<sup>th</sup> meeting.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:07:42 PM](#) Financial Update-Charlie Atkins, Director of Finance informed the Board, per the report from the Treasurer’s Office, there were sufficient funds in the bank for the requested appropriations.

[5:08:51 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$6,688,648.00 from the General Fund appropriation. The following is an explanation of the appropriations approved:

General County	\$ 1,030,000.00
Social Services (June 11-30, 2014)	\$ 240,000.00
(July 1-8, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 5,182,176.00
School Debt and Capital Outlay Fund	\$ 176,472.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$238,405.39 from the EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$465.25 from the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to appropriate \$249,616.12 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,



Board of Supervisors Meeting Minutes  
June 10, 2014

Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier  
**NAYS:** North Fork District Supervisor Ron C. Blevins  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to appropriate \$48,778.98 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$500.00 for the On-Site Wastewater.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$647,596.05 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:11:35 PM](#) Michael Carter, County Administrator presented VRS rate information for FY15 to the committee. VRS rates will increase from 12.9% to 12.94 % and Group Life Insurance from 1.19% to 1.32%. These rates are all County share. Mr. Carter informed the Board these numbers were already built into the Budget for FY14-15.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:13:43 PM](#) Ron C. Blevins, North Fork District Supervisor brought a recommendation before the Board concerning the Storm Water Management Ordinance for the County. Mr. Blevins stated the County has decided to opt into the program, and the committee would like for the Board to adopt the Storm Water Ordinance and Program.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:14:26 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time. Sarah Combs, citizen of Sugar Grove spoke concerning the School Board's decision to close the Middle School in Sugar Grove.

Board of Supervisors Meeting Minutes  
June 10, 2014

[5:18:44 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:18:50 PM](#) Lori Hester, Director of Community and Economic Development presented a resolution to the Board to identify June as Business Appreciation Month. Park District Supervisor M. Todd Dishner made a motion to accept the resolution as presented by Ms. Hester. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

Ms. Hester also informed the Board that she had submitted the Meagsite Project the County has been working on for an award, and the winner should be announced on August 1, 2014.

[5:23:43 PM](#) Bill Garrison with the Saltville Rescue presented their Emergency Response Plan to the Board and stated they were required to have this for licensing requirements.

[5:28:30 PM](#) Michelle Clayton, County Attorney asked for the Board to set a Public Hearing for an amendment to Chapter 23 (Finance and Taxation – Court Costs) of the Smyth County Code to assess additional charges for civil, criminal or traffic cases in district court or circuit court, effective immediately upon adoption. Mrs. Clayton would also like for a Public Hearing to be set for an amendment to Chapter 23 (Finance and Taxation) of the Smyth County Code to assess defendants \$5.00 for the cost of the electronic summons system, as follows, effective August 15, 2014.

Saltville District Supervisor Roscoe D. Call made a motion to set a Public Hearing to July 8<sup>th</sup>, 2014 at 6:00 P.M. for Chapter 23 (Finance and Taxation-E-Tickets), and a Public Hearing for Chapter 23 (Finance and Taxation) to July 8<sup>th</sup>, 2014 at 6:15 P.M. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:30:51 PM](#) Michael Carter, County Administrator asked the Board to consider adopting the VDOT 6 Year Plan as presented below and allow for him to sign the resolution. Royal Oak District Supervisor G. Blake Frazier made a motion to adopt the resolution as presented and to allow Mr. Carter to sign. North Fork District Supervisor Ron C. Blevins seconded the motion.

WHEREAS, Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan,

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2014/15 through 2019/20) as well as the Construction Priority List (2014/15) on May 13, 2014, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List,

WHEREAS, Jeff Russell, Residency Administrator, Virginia Department of Transportation, appeared before the board and recommended approval of the Six-Year Plan for Secondary Roads (2014/15 through 2019/20) and the Construction Priority List (2014/15) for Smyth County,

NOW, THEREFORE, BE IT RESOLVED that since said Plan appears to be in the best interests of the Secondary Road System in Smyth County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2014/15 through 2019/20) and Construction Priority List (2014/15) are hereby approved as presented at the public hearing.

A COPY,

TESTE:

---

Michael L. Carter, County Administrator

After consideration, the motion PASSED by the following vote:

Board of Supervisors Meeting Minutes  
June 10, 2014

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:32:28 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to set a Public Hearing for a Festival Permit for the Konnarock Community Center to July 8<sup>th</sup>, 2014 at 6:30 P.M. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:33:46 PM](#) Park District Supervisor M. Todd Dishner made a motion to re-appoint Michael Carter to the Southwest Virginia Community Corrections Criminal Justice Board. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:34:48 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to appoint Lori Hester to the Board for Marion Downtown. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:35:45 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to re-appoint Larry Wyatt to the Economic and Development Authority of Smyth County. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:39:37 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to extend the MOU between the Town of Marion, Smyth County, and a developer to December 31, 2015. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

North Fork District Supervisor Ron C. Blevins made a motion to amend the Revenue Sharing Agreement between the Town of Marion and Smyth County with regard to Smyth Crossings CDA to include sales tax and to mirror the current agreement as to the Revenue Sharing continuing after the bonds are paid in full. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:  
**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Atkins District Supervisor J. Howard Burton

[5:40:31 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called a 20 minute recess.

[6:01:08 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called the meeting back to order.

[6:02:08 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for Water/Sewer Rates. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**Public Hearing**  
**Proposed Increase in Water and Sewer Rates**

**Pursuant to Section 15.2-2119 of the Code of Virginia, The Smyth County Board of Supervisors proposes to increase the rates charged for Water and Sewer services within the Smyth County systems as follows, effective July 1, 2014:**

<i><b>Water Rates – Residential</b></i>			
<b>Current Rates</b>		<b>Proposed Rates – 10% increase</b>	
0 – 1,000 gallons	\$18.03 minimum bill	0 – 1,000 gallons	\$19.84 minimum bill
1,001 – 6,000 gallons	\$7.82 per 1,000 gallons	1,001 – 6,000 gallons	\$8.60 per 1,000 gallons
6,001 and over	\$9.62 per 1,000 gallons	6,001 and over	\$10.58 per 1,000 gallons

<i><b>Water Rates – Commercial</b></i>			
<b>Current Rates</b>		<b>Proposed Rates – 10% increase</b>	
0 – 4,000 gallons	\$42.07 minimum bill	0 – 4,000 gallons	\$46.28 minimum bill
Each additional 1,000 gallons	\$9.62 per 1,000 gallons	Each additional 1,000 gallons	\$10.58 per 1,000 gallons

<i><b>Water Rates –Industrial</b></i>			
<b>Current Rates</b>		<b>Proposed Rates – 10% increase</b>	
0 – 25,000 gallons	\$195.35 minimum bill	0 – 25,000 gallons	\$214.89 minimum bill
Each additional 1,000 gallons	\$9.62 per 1,000 gallons	Each additional 1,000 gallons	\$10.58 per 1,000 gallons

<i><b>Sewer Rates – Residential</b></i>			
<b>Current Rates</b>		<b>Proposed Rates – 7% increase</b>	
0 – 1,000 gallons	\$18.54 minimum bill	0 – 1,000 gallons	\$19.84 minimum bill
1,001 – 6,000 gallons	\$8.04 per 1,000 gallons	1,001 – 6,000 gallons	\$8.60 per 1,000 gallons
6,001 and over	\$9.89 per 1,000 gallons	6,001 and over	\$10.58 per 1,000 gallons

<b>Current Rate</b>		<b>Proposed Rate – 26.82% increase</b>	
Residential Flat Rate	\$34.63 per month	Residential Flat Rate	\$43.92 per month

<i><b>Sewer Rates – Commercial</b></i>			
<b>Current Rates</b>		<b>Proposed Rates – 7% increase</b>	
0 – 4,000 gallons	\$43.26 minimum bill	0 – 4,000 gallons	\$46.28 minimum bill
Each additional 1,000 gallons	\$9.89 per 1,000 gallons	Each additional 1,000 gallons	\$10.58 per 1,000 gallons

<i><b>Sewer Rates –Industrial and Industrial Enterprise Zone</b></i>			
<b>Current Rates</b>		<b>Proposed Rates – 7% increase</b>	
0 – 3,000 gallons	\$61.79 minimum bill	0 – 3,000 gallons	\$66.12 minimum bill

Board of Supervisors Meeting Minutes  
June 10, 2014

Each additional 1,000 gallons      \$9.89 per 1,000 gallons      Each additional 1,000 gallons      \$10.58 per 1,000 gallons

A Public Hearing will be conducted by the Smyth County Board of Supervisors on Tuesday, June 10, 2014 beginning at 6:00 p.m. in the Board of Supervisors meeting room, 121 Bagley Circle, Marion, Virginia. A copy of the present and proposed rate schedule is on file at the Smyth County Administrators Office, 121 Bagley Circle, Marion, Virginia and can be viewed between the hours of 8:00 am and 5:00 pm, Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, ADA Coordinator for Smyth County, at (276) 783-3298 x 8315 at least forty eight (48) hours prior to the public hearing.

By order of the Smyth County Board of Supervisors - Michael L. Carter, County Administrator

Michael Carter, County Administrator read the rules for Public Hearings.

[6:07:01 PM](#) Alvin Jones, citizen who lives at 310 Dry Run, Marion, voiced his concerns to the rate increase.

[6:10:12 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Wade H. Blevins, Jr. closed the Public Hearing.

[6:10:23 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for Water and Sewer Service Deposits and Liens. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

Pursuant to Sections 15.2-2118 and 15.2-2119 of the Code of Virginia, the Smyth County Board of Supervisors proposes to amend Chapter 53 (Utilities) of the Smyth County Code to establish a new procedure for the collection of water and sewer charges from owners and tenants as follows, effective July 1, 2014:

- For owners, unpaid charges, penalty and interest thereon shall become a lien on the real estate ranking on parity with taxes and shall attach if the user is also the owner or the owner negotiated an agreement providing water or sewer to a rental unit. Liens are discharged by a certificate of satisfaction recorded after full payment is made.
- A tenant's refundable security deposit of \$150 for water and/or sewer service will be required and held until termination of the lease provided an authorization form is signed by the real estate owner/landlord. Reasonable collection measures of unpaid tenant bills by use of deposits and debt set-off will occur before owner lien attachment. New tenants may apply for service if prior charges are in dispute.
- Billing disputes must be resolved within one (1) year of billing. Notice of water service interruptions is required, but there is no liability for interruption of service.

A Public Hearing will be conducted by the Smyth County Board of Supervisors on Tuesday, June 10, 2014 beginning at 6:00 p.m. in the Board of Supervisors meeting room, 121 Bagley Circle, Marion, Virginia. A copy of the present and proposed ordinance is on file at the Smyth County Administrators Office, 121 Bagley Circle, Marion, Virginia and can be viewed between the hours of 8:00 am and 5:00 pm, Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, ADA Coordinator for Smyth County, at (276) 783-3298 x 8315 at least forty eight (48) hours prior to the public hearing.

By order of the Smyth County Board of Supervisors - Michael L. Carter, County Administrator

North Fork District Supervisor Ron C. Blevins made a motion to waive the reading of the rules. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

[6:11:50 PM](#) Alvin Jones, citizen who resides at 310 Dry Run Marion, spoke his concerns to this issue, and stated he would like for his water/sewer bills to process sooner.

[6:16:50 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Wade H. Blevins, Jr. closed the Public Hearing.



Board of Supervisors Meeting Minutes  
June 10, 2014

[6:16:54 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for the County Budget FY 2014-2015. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**NOTICE OF PUBLIC HEARING ON THE PROPOSED SMYTH COUNTY BUDGET FOR FISCAL  
YEAR JULY 1, 2014- JUNE 30, 2015**

Pursuant to § 15.2-2506 of the Code of Virginia (1950), as amended, ( *Virginia Code*), a Public Hearing will be conducted by the Board of Supervisors on the budget for informative and planning purposes in the Board of Supervisors meeting room, 121 Bagley Circle, Smyth County Office Building on Tuesday, June 10, 2014, at 6:15 p.m., or soon thereafter, at which time any citizen of the County shall have the right to attend and subject to Rules and Procedures of the Board of Supervisors state his or her views. The budget is for informative and fiscal planning purposes and will not be approved, adopted or ratified by the Board of Supervisors on Tuesday, June 10, 2014.

This budget synopsis is prepared and published for informative and fiscal planning purposes only. The inclusion in the budget of any item does not constitute an obligation or commitment on the part of the Board of Supervisors of this county to appropriate any funds for that purpose, except as it relates to the budget for the Smyth County School Board, which is governed by Virginia Code § 22.1-93, et seq.

This budget has been prepared on the basis of estimates and requests submitted to the Board of Supervisors by several offices and department heads of this County. There are no allocation or designation of any funds of this County for any purpose until there has been an appropriation for that purpose by the Board of Supervisors.

A full copy of the proposed Smyth County Budget is on file at the Office of the County Administrator, 121 Bagley Circle, Suite 100, Marion, Virginia, and may be viewed during regular business hours 8:00 a.m. to 5:00 p.m., Monday - Friday.

**SMYTH COUNTY PROPOSED BUDGET**

<u>Revenue</u>	<u>FY/2014 Budget</u>	<u>Proposed FY/2015</u>	<u>Inc./Dec.</u>
Real Property Taxes	\$ 10,398,000	\$ 10,200,000	\$ (198,000)
Public Services	950,000	940,000	(10,000)
Personal Property	2,622,500	2,807,000	184,500
PPTRA	1,804,310	1,804,310	-
Machinery & Tools	1,967,600	2,045,350	77,750
Merchants Capital	197,500	219,500	22,000
Lodging Tax	60,000	50,000	(10,000)
Penalties & Interest	325,000	238,500	(86,500)
Franchise Fees TV Cable	4,500	4,500	-
Motor Vehicle License	263,800	416,500	152,700
Rolling Stock Tax	38,000	41,000	3,000
Utility Licenses Tax	93,000	94,000	1,000
Consumer's Utility Tax	1,203,000	1,179,000	(24,000)
Permits & Other Licenses	139,150	120,465	(18,685)
Fines & Forfeitures	178,750	184,500	5,750
Interest on Investments	146,000	131,000	(15,000)
Use of Property	139,074	156,074	17,000
Court Cost	9,076	9,076	-
Charges for Commonwealth Attorney	3,500	3,500	-
Charges Correction & Detention	100	-	(100)
Charges Sanitation & Waste	896,000	921,000	25,000
Expenditure Refunds	484,949	401,749	(83,200)
Miscellaneous Revenue	31,500	59,200	27,700

Board of Supervisors Meeting Minutes  
June 10, 2014

Grant Money	2,230,000	1,325,000	(905,000)
Revenue from the Commonwealth	275,639	221,257	(54,382)
Comprehensive Service Act	587,079	625,579	38,500
Commonwealth Attorney	505,878	505,878	-
Sheriff	1,647,633	1,647,633	-
Commissioner of the Revenue	105,959	105,959	-
Treasurer	104,508	104,508	-
Registrar/Electoral Board	57,694	57,694	-
Clerk's office	322,073	297,073	(25,000)
Local Sales Tax	2,100,000	2,000,000	(100,000)
Court Fines to Towns		42,000	42,000
Categorical Aid - Other	96,500	180,978	84,478
Payment in lieu of taxes	-	80,000	80,000
Special Assessments	23,650	-	(23,650)
Animal Licenses	11,500	12,500	1,000
EDA Funds	355,000	708,175	353,175
State/Federal School Funds	38,770,335	38,432,587	(337,748)
Board of Welfare -Social Serv	3,748,741	3,881,470	132,729
Proceeds from 2012 bonds	9,805,000	7,920,000	(1,885,000)
School Textbook Revenue	739,051	445,959	(293,092)
On-Site Wastewater Revenue	-	8,000	8,000
911 Wireless Grants	41,008	41,017	9
Pioneer Greenwood Project	11,547	11,547	-
Lick Skillet Project	505,405	267,341	(238,064)
Water-Sewer Revenue	2,096,400	2,195,228	98,828
Special Projects	850,000	213,000	(637,000)
Special Welfare	197,200	165,220	(31,980)
Drug Asset Revenue	8,000	240,426	232,426
Sheriff Dare Revenue	7,000	8,000	1,000
Courthouse Security Revenue	126,000	152,000	26,000
Asset Forfeiture	27,500	6,000	(21,500)
Revenue from Radar Fines Fund	724,000	812,500	88,500
Revenue from Local Sources (Fund Balance)	1,240,638	-	(1,240,638)
Sub-total	89,276,247	84,740,753	(4,535,494)
Debt Service			
Proceeds From Short term borrowing	5,000,000	5,000,000	-
Sub-total	5,000,000	5,000,000	-
Total County Budget Revenues	\$94,276,247	\$ 89,740,753	\$ (4,535,494)

<u>Expenditures</u>	<u>FY/2014 Budget</u>	<u>Proposed FY/2015</u>	<u>Inc./Dec.</u>
Board of Supervisors	\$ 725,436	\$ 531,759	\$ (193,677)
County Administration	459,568	423,483	(36,085)
Legal Department	124,582	115,229	(9,353)
Accounting	143,287	143,182	(105)



Board of Supervisors Meeting Minutes  
June 10, 2014

Commissioner of the Revenue	294,577	290,400	(4,177)
Assessor	45,000	4,500	(40,500)
Treasurer	379,060	362,116	(16,944)
Information Systems	346,530	336,182	(10,348)
Registrar	172,497	183,361	10,864
Circuit Court	76,177	75,457	(720)
General District Court	6,600	6,450	(150)
Juvenile & Domestic Courts	194,918	256,112	61,194
Clerk of the Circuit Court	554,204	545,758	(8,446)
Sheriff	2,872,014	2,755,294	(116,720)
Law Library	11,000	1,000	(10,000)
School Resourse Officers	-	80,837	80,837
Commonwealth Attorney	583,970	585,849	1,879
Victim Witness Asst. Program	57,711	57,737	26
Central Dispatch	3,500	2,800	(700)
Smyth County Basic 911	537,617	511,100	(26,517)
Volunteer Fire Department	229,250	237,250	8,000
Ambulance & Rescue Service	129,800	136,450	6,650
Forrestry	9,000	9,000	-
Sheriff - Jail	1,541,768	1,830,043	288,275
Building Inspection & Zoning	384,922	359,708	(25,214)
Animal Control - Dog Warden	411,616	433,997	22,381
Medical Examiner - Coroner	500	500	-
Emergency Services - Civil Defense	21,238	20,117	(1,121)
Refuse Collection & Disposal	1,446,320	1,328,523	(117,797)
Convenience Stations	330,345	331,157	812
Rye Valley Water Co.	91,988	26,041	(65,947)
Smyth County Tourism	35,561	35,558	(3)
Building & Facility Maintenance	564,206	574,766	10,560
Local Health Department	441,023	441,023	-
Mental Health	166,022	166,022	-
Welfare & Social Services	4,200	4,200	-
Other Community expenses	246,321	235,821	(10,500)
Community Colleges	55,480	55,260	(220)
Capital Improvements	10,155,000	7,920,000	(2,235,000)
Recreation	29,000	29,000	-
Library Administration	947,479	947,479	-
Planning Commission	12,973	6,900	(6,073)
Community & Economic Development	212,650	159,979	(52,671)
County Engineer	10,100	5,000	(5,100)
Economic Development Authority	2,490,835	1,487,257	(1,003,578)
Soil & Water Conservation	28,250	28,250	-
Cooperative Extension Program	87,234	86,210	(1,024)
Comprehensive Service Act	811,354	838,941	27,587
Animal Control	42,862	40,475	(2,387)
EDA General Expenses	225,000	605,000	380,000
Court Fines transferred to Towns.	-	42,000	42,000
County School Operations & Capital Outlay(Non-Local)	38,325,601	37,945,474	(380,127)
County School Operations & Capital Outlay (Local)	8,011,575	8,011,575	-
County School Debt Service Local Funds	2,453,472	2,577,572	124,100
Welfare & Social Service Cost(Non-Local)	3,737,741	3,881,470	# 143,729
Welfare & Social Service Cost(Local)	910,979	910,979	-
School Textbook Fund Expense	560,000	250,000	(310,000)
Special Dispatch Funds	66,420	47,420	(19,000)
Pioneer Greenwood Project	11,547	11,547	-
On Site Waste Water Expense	33,000	8,000	(25,000)
Lick Skillet Project	511,255	267,341	(243,914)

Board of Supervisors Meeting Minutes  
June 10, 2014

Water-Sewer Department Operations	1,306,221	1,266,957	(39,264)
Water-Sewer Department Debt Service	965,388	871,120	(94,268)
Funded Projects	850,000	213,000	(637,000)
Special Welfare Funds	173,000	184,000	11,000
Drug Asset Expense	7,250	241,276	234,026
Sheriff Dare Program	7,000	6,000	(1,000)
Courthouse Security	115,500	135,500	20,000
Asset Forfeiture	24,500	6,000	(18,500)
Radar Fund Expense	657,253	416,989	(240,264)
Sub-total	87,478,247	82,942,753	(4,535,494)
DEBT SERVICE			
Payment on Line of Credit	5,000,000	5,000,000	-
Payment on Courthouse Debt	1,798,000	1,798,000	-
Sub-total	6,798,000	6,798,000	-
			-
Total County Budget Expenditures	\$ 94,276,247	\$ 89,740,753	\$ (4,535,494)

TAX RATES FOR 2014

In preparation of the above budget the Smyth County Board of Supervisors proposed no changes in the current tax levies as follows:

Pursuant to Virginia Code §58.1-3001 et seq., the Board proposes to re-adopt, a real estate levy on all taxable real estate located in Smyth County, Virginia, including equalized real estate, where applicable, a unit levy of \$0.74 per \$100.00 of assessed valuation; Tax on tangible personal property and the tangible personal property of public service corporations, except rolling stock of corporations operating railroads, a unit levy of \$2.30 per \$100.00 of assessed valuation; Machinery & tools \$1.55 per \$100.00 of assessed valuation; Tax on Category 23 items (trucks used in interstate commerce over 10,000 pounds) a unit levy of \$1.55 per \$100.00 of assessed valuation; Tax on merchants capital a unit levy of \$0.40 per \$100.00 of assessed valuation; and airplane tax \$1.40 per \$100.00 of assessed valuation.

The proposed budget above includes a proposed water rate change (Public Hearing June 10th, 2014 6:00 P.M.) and a proposed decal fee increase from \$15.00 to \$25.00.

By order of the Smyth County Board of Supervisors, Michael L. Carter, County Administrator

[6:24:02 PM](#) Kristin Barnett spoke on behalf of The Lincoln Theatre and would like for the Board to consider their \$5,000 budget request.

[6:29:27 PM](#) Sarah Gillespie spoke on behalf of The Chamber of Commerce of Smyth County.

[6:34:53 PM](#) John Graham, Clerk of Circuit Court spoke concerning the postal services, back scanning project, and the specific use line items in the budget for his department.

[6:47:24 PM](#) Bev Haddock spoke on behalf of the Smyth County Humane Society.

[6:55:22 PM](#) Trevor Cassell and Pam Hall spoke on behalf of the Brain Injury Services of SWVA. They requested funding from the Board.

[7:01:30 PM](#) Tracy McCarty spoke on behalf of the Smyth County SCALE program.

[7:03:54 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Wade H. Blevins, Jr. closed the Public Hearing.

[7:04:04 PM](#) Nothing discussed concerning old business.

[7:04:20 PM](#) Supervisor comment time. Saltville District Supervisor Roscoe D. Call stated that United Salt, located in Saltville has requested for 10 more salt wells to be drilled, and this would be an approximate \$35 million investment. Rye Valley District Supervisor Rick K. Blevins stated that he appreciates those who came to speak at the Public Hearings held tonight. Royal Oak District Supervisor G. Blake Frazier stated that he was proud of how far the budget has come and all the hard work that was put into the budget. Mr. Frazier also stated that he supported the request of John Graham’s request for funding to allow his department to scan thing such as wills, marriage licenses, etc.

[7:09:57 PM](#) Saltville District Supervisor Roscoe D. Call made a motion to continue the meeting until Thursday, June 26<sup>th</sup>, at 7:00 p.m. North Fork District Supervisor Ron C. Blevins seconded the motion.

Board of Supervisors Meeting Minutes  
June 10, 2014

After consideration, the motion PASSED by the following vote:

**AYES:** Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Atkins District Supervisor J. Howard Burton

---

Wade H. Blevins Jr., Chairman

The Smyth County Board of Supervisors held a continued meeting at 7:00 p.m., **Thursday, June 26, 2014**. The location of the meeting was in the first floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call (6)

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier (1)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods (5)

At 7:00 p.m. Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter read the advertisement as placed in the Smyth County News and Messenger as well as the rules of procedure during public hearings.

#### **BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS AND SMYTH COUNTY PLANNING COMMISSION**

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, June 26, 2014, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

An application from Larry and Debra Hall for a Special Use Permit for the expansion of a nonconforming use (portable toilet business) located at 776 & 792 Cleghorn Valley Road in Marion. The property is identified as Tax Map No. 43-A-29A and 43-A-30 and is zoned Agricultural/Rural.

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

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities, persons requiring special assistance to attend and participate in this hearing should contact the Smyth County Building and Zoning Department at (276) 706-8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator

Norman K. Sparks, Chairman of the Planning Commission

*Larry and Debra Hall — Application for Special Use Permit:* Mr. Williams explained Larry and Debra Hall's intention to seek a special use permit to expand a non-conforming use, a storage yard for portable toilets. Mr. Hall has stored these units on his property since the adoption of the Zoning Ordinance. Over the past several years, the storage yard has vastly expanded. The property is located at 776 and 792 Cleghorn Valley Road in Marion and further identified as Tax Map Nos. 42-A-29A and 43-A-30 and zoned Agricultural/Rural. Mr. Williams stated with their application, they submitted the required fee. Notice of the public hearing was advertised in the Smyth County News & Messenger on June 14 and 21. Additionally, a first class mailing was sent to each of the applicant's adjoining property owners. He stated he received a few phone calls but no one requested anything be relayed at the meeting and he did not receive any written correspondence. He highlighted the appropriate sections of the Zoning Ordinance and noted the future land use of Mr. and Mrs. Hall's property pursuant to the 2013 Comprehensive Plan.

Larry Hall was present and stated he has been delivering portable toilets since 1991. His employment provides him and his family with insurance benefits and it is his livelihood. He stated he felt storing the units at his home provides potential customers expedited service when restroom facilities become inoperable.

Debra Hall, Larry's wife, spoke on behalf of her husband. They have been married for 12 years and this his only way of making a living. She stated he has always stored the units at his house for as long as she has known him and she sees it as a benefit to the County.

Bill Robinson of Wytheville, Virginia, spoke on the application. He stated he purchased the portable toilets business in 2002 and had intentions to move the business to Wythe County; however, Mr. Hall wanted to continue working for the company and asked Mr. Robinson to allow him to store the units on his property as a matter of convenience. Mr. Robinson provided the amount of money his company has spent in Smyth County for the past year, including gasoline, wages, solid waste fees, etc. He stated he only hires Smyth County residents to transport units in Smyth County and he commended his employees for their dependability and eagerness to assist customers any time of the day. He insured his company has all of the required permits and he has never received complaints about any of the company's storage units.

Several people, including Mr. Hall's neighbors, family, friends and co-workers spoke in favor of his application. They all stated the units come onto the property clean and do not emit any kind of odor.

Roscoe Call stated he has used this company on many occasions and commended their business ethics. He stated he had driven by the site and did not see any problems and did not smell any offensive odors from the site.



Ron Blevins asked if the County had received any complaints on this site. Mr. Williams stated that he had and it was the complaint that led to Mr. Hall's request. He asked if there was any fencing on the property. Mr. Hall stated there was not at this time but it was something he was considering. Mr. Williams explained that he felt the complaint was filed due to units being stored in the front yard. Mr. Blevins stated he was the Board's representative for this district and he was pleased it provided jobs.

No one else spoke on the application.

Chairman Wade Blevins and Chairman Sparks closed the joint public hearing at 7:20 p.m.

[7:36:01 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the meeting to order.

[7:36:21 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizens time.

[7:36:26 PM](#) With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed Citizens time.

[7:36:30 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to approve \$4,388,860.00 from the General Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to approve \$9,325.00 for the Lick Skillet Housing Project.

Lick Skillet Housing Project	\$9,325.00
------------------------------	------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to approve \$501,076.22 for the Accounts Payable Listing.

Accounts payable listing:	\$501,076.22
---------------------------	--------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier



It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to approve and appropriate \$5,000.00 from the Sheriff's Department Drug Asset Account.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to approve \$574.00 for the Legal Department-Court Filing Fees.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:37:34 PM](#) Financial Update-Charlie Atkins, Director of Finance informed the Board, per the report from the Treasurer's Office, there were sufficient funds in the bank for the requested appropriations.

[7:39:30 PM](#) North Fork District Supervisor Ron C. Blevins brought forward a recommendation from the Surplus Committee as listed below.

YEAR	MAKE	MODEL	MILEAGE	VIN	BIDDER #1	BIDDER #2
(1)2004	Chevrolet	Truck	143,346	1GCEK19V64E376828	\$2150.00	
(2)2007	Ford	4D Crown Victoria	UNKNOWN	2FAHP71W57X131906	\$600.00	
(3)2008	Ford	4D Crown Victoria	108,280	2FAHP71V78X162969	\$1100.00	
(4)2008	Ford	4D Crown Victoria	UNKNOWN	2FAHP71V38X162970	\$1250.00	
(5)2009	Dodge	Charger	108,024	2B3KA43TX9H540744	\$1250.00	
(6)2004	Ford	Explorer	143,064	1FMZU72KX4UA91601	Not awarded	
(7)2002	Ford	Explorer	145,730	1FMZU72E52ZB17855		\$3178.00
(8)2002	Ford	Explorer	181,020	1FMZU72E82ZA10878		\$2660.00
TOTAL OF BIDS RECIEVED					\$6,350.00	\$5,838.00
GRAND TOTAL FOR GENERAL FUND FOR BIDS AWARDED					\$12,188	

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

Mr. Blevins also brought forward a second recommendation from the Surplus Committee, concerning the Department of Social Services requesting to transfer ownership of a 2000 Jeep Cherokee, VIN#1J4FF28S2YL233215 to the County.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:41:25 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to set a Public Hearing for the consideration of the Subdivision Ordinance for July 24, 2014 at 7:30 P.M. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:42:54 PM](#) Michelle Clayton, County Attorney brought forward a request to extend a lease to Mt. Rogers Community Services Board. Atkins District Supervisor J. Howard Burton made a motion to extend the lease to Mt. Rogers CSB as presented below. North Fork District Supervisor Ron C. Blevins seconded the motion.

Tax Map Id. No: 190-88-61C.

**THIS LEASE IS EXEMPT FROM RECORDATION TAXES PURSUANT TO SECTION 58.1-811 OF THE CODE OF VIRGINIA (1950, AS AMENDED).**

## **LEASE AGREEMENT**

THIS LEASE, dated as of the 26<sup>th</sup> day of June, 2014, by and between Smyth County, Virginia, a political subdivision of the Commonwealth of Virginia, whose address is 121 Bagley Circle, Suite 100, Marion, Virginia 24354, (hereinafter referred to as "Landlord"), and Mount Rogers Community Services Board, whose address is 770 West Ridge Road, Wytheville, Virginia 24382, (hereinafter referred to as "Tenant").

### **W I T N E S S E T H :**

THAT for and in consideration of the mutual agreements and covenants herein set forth, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Leased Premises. The Landlord hereby lets, demises, and leases unto the Tenant, and the Tenant hereby leases and takes from the Landlord, for the term and upon the conditions hereinafter set forth, the structure located on the Landlord's property, which address is 115 North Church Street, Marion, Virginia 24354, such structure measuring approximately 4,000 usable square feet, and identifiable on the Smyth County Virginia Tax Map ID. No. 190-88-61C, being the same property that the Tenant conveyed to the Landlord by deed on June 23, 2011, and of record in the Office of the Clerk in the Smyth County Circuit Court, in Instrument No. 110001356, Deed Book 814,

at Page 621. (hereinafter referred to as “the Leased Premises”). The Tenant shall have no rights, use, enjoyment, or right of way to the unimproved portion of the real property, including for parking purposes for the Tenant, Tenant's agents, servants, employees, visitors, or licensees, without prior written agreement by the parties in the form of a lease modification pursuant to the terms and conditions of this Lease.

2. Term. The term of this Lease commenced on June 23, 2011, expired on December 31, 2013, was extended to June 30, 2014. The Tenant or the Landlord may, at the either party's option, extend this Lease upon written notice to the other party of not less than thirty (30) days prior to expiration of the original lease term and mutual agreement of both parties. The parties have elected by mutual agreement to extend the original term of the lease from an annual to a month-to-month basis such rate being a monthly rate of SIX HUNDRED SIXTY SIX DOLLARS AND 67 CENTS (\$666.67). The term shall be extended to June 30, 2015.

3. Rent. The Tenant shall pay to the Landlord a month-to-month rental amount of SIX HUNDRED AND SIXTY SIX DOLLARS AND 67 CENTS (\$666.67) PER MONTH for the period commencing with the date of this Lease and expiring June 30, 2015. The rental amount of SIX HUNDRED AND SIXTY SIX DOLLARS AND 67 CENTS (\$666.67) shall be due and payable by the first day of each month for the duration of the term of this Lease Agreement.

4. Use of Leased Premises. The Tenant, its agents, agencies, boards, commissions, and employees, shall use the Leased Premises only for its intended use as it may now or reasonably hereinafter be used, and shall not use for residential, industrial, or other non-intended commercial purposes.

5. No Quiet Possession. Because the Tenant has conveyed title to the Leased Premises to the Landlord, the Landlord makes no covenant that the Tenant shall have the quiet possession and enjoyment of the Leased Premises; nor does the Landlord make any other warranty regarding title.

6. Inspection and Condition of the Leased Premises. The Tenant acknowledges that as the former owner and current occupant of the Leased Premises, the Tenant is more familiar with the Leased Premises than the Landlord and, therefore, waives any claim the Tenant may have against Landlord arising from the condition of the Leased Premises. The Tenant hereby accepts the Leased Premises in an “as is” condition without the Landlord's representation or warranty with respect to condition or suitability for use.

7. Utilities. The Tenant covenants to pay when due and without demand all expenses incurred for telephone, electricity, gas, oil, cable television, and other utility services provided to the Leased Premises and all hazard and liability insurance premiums for insurance policies maintained by the Landlord or required by the Tenant hereunder.

8. Real Estate Taxes. The Tenant covenants to pay all real estate taxes assessed against the Leased Premises allocable to the term of this Lease upon demand by the Landlord.

9. Landlord Access to the Leased Premises. The Tenant agrees that the Landlord may, at reasonable times and upon reasonable notice, enter the Leased Premises (a) to inspect, survey and run tests with regard to the Leased Premises; (b) to exhibit the Leased Premises to prospective or actual purchasers, joint venturers, mortgagees, workmen or contractors; and (c) to place signs on the Leased Premises.

10. Injury to Persons or Property and Insurance by the Tenant. During the term of the Lease, the Tenant shall maintain and keep in force at Tenant's own expense public liability insurance on the Leased Premises in such amounts as the Landlord deems adequate and suitable. The Tenant shall indemnify the Landlord against and hold the Landlord harmless from any and all suits, actions, damages, liability, cost, and expense, including reasonable attorney fees, arising from or out of any act or failure to act of the

Tenant, Tenant's agents, servants, employees, visitors, or licensees in or on the Leased Premises.

12. Assignment; Subordination. The Tenant agrees that the Tenant will not transfer or assign this Lease, or let or sublet the whole or any part of the Leased Premises, without the prior written consent of the Landlord, which consent may be withheld, delayed, or conditioned in the absolute discretion of the Landlord for any reason or no reason. The Landlord may assign any or all of the Landlord's rights under this Lease at any time and without the necessity of obtaining any prior consent of the Tenant.

13. Destruction by Casualty. The Landlord shall maintain hazard insurance with respect to the Leased Premises at the expense of the Tenant naming the Landlord as insured. In the event the Leased Premises are damaged by fire or other casualty but remains tenantable, the Tenant shall promptly repair the same. If the Leased Premises, or any part thereof, are damaged by fire or other casualty to such an extent as to be rendered untenable, this Lease shall terminate as of the date of such damage at the option of either the Landlord or the Tenant.

14. No Holdover. Unless the lease term is extended as provided in Section 2 above, upon termination of this Lease, the Tenant shall deliver possession of the Leased Premises to the Landlord together with a written instrument evidencing the termination and delivery of possession. In the event the Tenant holds over, the Landlord may seek to summarily evict the Tenant and recover damages, including without limitation, an amount equal to two (2) times the fair market rental value for the Leased Premises.

15. Cost of Enforcement and Waiver of Exemptions. The Tenant hereby agrees to pay all costs, expenses, fees, and charges incurred by the Landlord in enforcing, by legal action or otherwise, any of the provisions, covenants, or conditions of this Lease, including but not limited to reasonable attorney fees, and the Tenant hereby waives the benefit of any homestead or other exemption provided by law for the benefit of tenants or debtors with respect to the obligations of this Lease.

16. The Tenant's Covenants. The Tenant covenants and agrees: (a) to pay all charges payable hereunder; (b) not to use the Leased Premises for any purpose other than the use specified above; (c) to repair and maintain the Leased Premises (including, without limitation, structural components, the plumbing, heating and electrical systems) at the expense of the Tenant for any amount up to SEVEN HUNDRED AND FIFTY DOLLARS (\$750.00); (d) not to permit any lien to be filed against the Leased Premises on account of nonpayment of amounts payable with respect to labor or materials furnished in connection with any repairs, modifications or additions to the Leased Premises, or otherwise arising out of any action taken with respect to the Leased Premises, and, should any lien of any nature be filed against the Leased Premises as a result of the actions or inactions of the Tenant, to cause the lien to be released and removed by substitution of collateral, posting of bond or other appropriate action within thirty (30) days of its filing; (e) to comply with all laws, ordinances, rules and regulations applicable to the occupancy and use of the Leased Premises, including those related to environmental protection; (f) to surrender all keys to door locks upon termination of this Lease; (g) to maintain the Leased Premises in at least as good condition as the Leased Premises was when the Tenant took possession thereof; (h) not to deliberately or negligently alter, destroy, deface, damage or impair any part of the Leased Premises nor permit any other person to do so; (i) to give to the Landlord prompt written notice of any such damage to the Leased Premises; (j) not to allow any pets, other than service dogs or service animals, to occupy the Leased Premises at any time; and (k) not cause, permit or allow any underground storage tanks, hazardous materials or similar materials, as those or similar terms are defined under any current or future federal, state or local law, rule, regulation or ordinance, to be discharged, brought onto or permitted to remain on the Leased Premises.

17. Rights of the Landlord upon Default. The Tenant agrees that any of the following shall be deemed a default by the Tenant and a breach of this Lease: (a) a default in the payment of any payment due from Tenant; (b) a default by the Tenant in the performance of any other provision, covenant or condition of this Lease; and (c) any

abandonment, desertion, or vacation of the Leased Premises by the Tenant. In the event of any such default by the Tenant and the failure of the Tenant to cure such default within ten (10) calendar days after written notice thereof, the Landlord and the Landlord's agents shall have the right to reenter and resume possession of the Leased Premises and terminate this Lease. No such entry or reletting shall deprive the Landlord of any other right, action or proceeding for possession or damage by statute or otherwise provided at law or in equity.

18. Option to Terminate Lease. Upon sixty (60) days written notice provided to the other party, either party may elect at its option to terminate the lease agreement. Such termination shall not be effective until mutual agreement of both parties is reached and executed by written agreement.

19. Entire Agreement. This Lease constitutes the entire agreement between the parties and may not be modified except by a written instrument executed by all of the parties hereto.

20. Applicable Laws and Notice. This Lease shall be construed, interpreted and applied according to the laws of the Commonwealth of Virginia, and shall be binding upon and inure to the benefit of the heirs, representatives, successors, permitted sublessees and assigns of the parties. Any notice provided for or permitted by this Lease may be given in writing by registered or certified United States mail, postage prepaid, return receipt requested, addressed to the party to be notified at that party's address last designated by that party in writing to the other, or delivered personally to the Landlord or the Tenant, as the case may be, and shall be deemed conclusively to have been given on the date of mailing or personal delivery.

WITNESS the following signatures:

**LANDLORD, Smyth County, Virginia:**

By: \_\_\_\_\_  
**Wade H. Blevins, Jr., Chairman, Board of Supervisors**

Attest:

\_\_\_\_\_  
Michael L. Carter, Clerk

COMMONWEALTH OF VIRGINIA  
COUNTY OF SMYTH, to-wit:

This is to certify that Wade Blevins, Chairman to the Board of Supervisors, being first duly sworn, appeared before me this \_\_\_\_ day of June 26, 2014, in Smyth County, Virginia, and acknowledged his signature to the foregoing Lease Agreement dated June 26, 2014, with due authority from the Board of Supervisors of Smyth County, Virginia.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_.  
Registration Number: \_\_\_\_\_.

**TENANT, Mount Rogers Community Service Board:**

By: \_\_\_\_\_  
**Chairperson, Mount Rogers Community  
Services Board**

COMMONWEALTH OF VIRGINIA

CITY/COUNTY OF \_\_\_\_\_, to-wit:

This is to certify that \_\_\_\_\_, Chairperson to the Mount Rogers Community Services Board, being first duly sworn, appeared before me this \_\_\_\_\_ day of \_\_\_\_\_, 2014, in \_\_\_\_\_ City/County, Virginia, and acknowledged his signature to the foregoing Lease Agreement dated June 26, 2014, with due authority from the Mount Rogers Community Services Board of Directors.

\_\_\_\_\_  
My Commission Expires: \_\_\_\_\_.  
Registration Number: \_\_\_\_\_.

Notary Public

**TENANT, Mount Rogers Community Service Board:**

This Lease Agreement is hereby approved by me, \_\_\_\_\_, as the designated and appointed Chief Contracting Officer for Mount Rogers Community Services Board by my employment contract.

By: \_\_\_\_\_  
**Chief Contracting Officer, Mount Rogers  
Community Services Board**

COMMONWEALTH OF VIRGINIA  
COUNTY OF SMYTH, to-wit:

This is to certify that \_\_\_\_\_, Chief Contracting Officer, being first duly sworn, appeared before me this \_\_\_\_\_ day of \_\_\_\_\_, 2014, in Smyth County, Virginia, and acknowledged her signature to the foregoing Lease Agreement dated June 26, 2014, with due authority as Chief Contracting Officer from the Mount Rogers Community Services Board of Directors.

\_\_\_\_\_  
My Commission Expires: \_\_\_\_\_.  
Registration Number: \_\_\_\_\_.

Notary Public

Pursuant to §15.2-1803 of the Code of Virginia, approved as to form:

By: \_\_\_\_\_  
**Michelle Clayton, County Attorney**

After consideration, the motion PASSED by the following vote:  
**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.  
**NAYS:** None.  
**ABSTAINERS:** None.  
**ABSENT:** Royal Oak District Supervisor G Blake Frazier

[7:44:55 PM](#) Michael Carter, County Administrator informed the Board that a Public Hearing has been set for July 8<sup>th</sup>, 2014 at 6:45 P.M. for the Rich Valley Fair Festival Permit.

[7:46:41 PM](#) Upon motion of Rick K. Blevins, Rye Valley District Supervisor, seconded by Roscoe D. Call, Saltville District Supervisor, and along with the Water and Sewer Committee's recommendation, the Board unanimously adopted the proposed increase in Water and Sewer rates. This rate increase will be effective July 1, 2014. (See Appendix 1 for full copy of amendments to ordinance in Supervisors Order Book)

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[7:51:54 PM](#) Upon motion of Rick K. Blevins, Rye Valley District Supervisor, seconded by Roscoe D. Call, Saltville District Supervisor, and along with the Water and Sewer Committee's recommendation, the Board unanimously adopted the proposed procedures for Water and Sewer Service Deposits and Liens .  
This will be effective July 1, 2014.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[7:55:23 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adopt the budget for fiscal year 2014-2015 in the amount of \$89,770,753.00. Park District Supervisor M. Todd Dishner seconded the motion.

With the Budget Committee's recommendation to adopt the 2014-2015 County Budget, the adoption passed as recorded below.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[8:01:37 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adopt the VRS Rates as proposed below for the Smyth County School Board and to allow the Clerk of the Board to sign.



Local Governing Body Concurrence with School Division  
Electing to Pay the VRS Board-Certified Rate

(In accordance with the 2014 Appropriation Act Item 467(I))

**Resolution**

BE IT RESOLVED, that Smyth County Board of Supervisors (55186) does hereby acknowledge that Smyth County Public Schools has made the election for its contribution rate to be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2013 actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT ALSO RESOLVED, that Smyth County Board of Supervisors (55186) does hereby certify to the Virginia Retirement System Board of Trustees that it concurs with the election of Smyth County Public Schools to pay the Certified Rate, as required by Item 467(I) of the 2014 Appropriation Act; and

NOW, THEREFORE, the officers of Smyth County Board of Supervisors (55186) are hereby authorized and directed in the name of Smyth County Public Schools to execute any required contract to carry out the provisions of this resolution. In execution of any such contract which may be required, the seal of Smyth County, as appropriate, shall be affixed and attested by the Clerk.

\_\_\_\_\_  
Locality Board Chairman

**CERTIFICATE**

I, \_\_\_\_\_, Clerk of the Smyth County Board of Supervisors, certify that the foregoing is a true and correct copy of a resolution passed by the Smyth County Board of Supervisors and ratified by the Smyth County Board of Supervisors at a lawfully organized meeting of the Smyth County Board of Supervisors held at \_\_\_\_\_, Virginia at \_\_\_\_\_ o'clock on \_\_\_\_\_, 2014. Given under my hand and seal of the Smyth County Board of Supervisors this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
**This resolution must be passed prior to July 1, 2014 and  
received by VRS no later than July 10, 2014.**

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[8:04:44 PM](#) Nothing discussed concerning old Business.

[8:06:13 PM](#) Supervisor Comment Time-All Supervisors were pleased with the work that has been completed with the Budget for FY14-15.

[8:12:17 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adjourn the meeting. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, July 8, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (6)

[4:08:12 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:01:33 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier to adopt the following resolution certifying the business conducted in closed session as follows:

#### **RESOLUTION CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,

North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:02:01 PM](#) Lori Hester, Director of Community and Economic Development gave the invocation and Michelle Clayton, County Attorney led the Pledge of Allegiance.

[5:03:04 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Atkins District Supervisor J. Howard Burton to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:04:01 PM](#) A motion was made by Park District Supervisor M. Todd Dishner, seconded by Saltville District Supervisor Roscoe D. Call, to approve the minutes from the June 10<sup>th</sup>, 2014 meeting, with the following amendments. :  
Page 10 concerning the water rates, to reflect the rates published in the Smyth County News and Messenger on May 21<sup>st</sup> and May 28<sup>th</sup>, 2014.  
Time stamp on 5:13 P.M. to omit the word Program and add ordinance concerning the Storm Water Management Program.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:06:23 PM](#) Financial Update-Charlie Atkins, Director of Finance informed the Board, per the report from the Treasurer’s Office, there were sufficient funds in the bank for the requested appropriations.

[5:07:03 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins seconded by Park District Supervisor M. Todd Dishner to appropriate \$2,273,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County	\$ 778,000.00
Social Services (July 9-July 31, 2014)	\$ 295,000.00
Schools - Operating Fund	\$ 450,000.00
School Debt and Capital Outlay Fund	\$ 750,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to approve and appropriate \$25,000.00 for the School Textbook Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to approve and appropriate \$50,000.00 for the School Construction Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to appropriate \$211,787.80 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$500.00 for the On-Site Wastewater Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,

North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$672,184.31 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:11:38 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to appoint Kelly Spencer Hill to the Board for Social Services. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:12:33 PM](#) Below is a recommendation from the Planning Commission meeting held on June 26, 2014.

**Recommendation on the request of Larry and Debra Hall for a Special Use Permit:** Mr.

Davidson stated he feels the business does not cause a lot of complaints and it provides jobs in Smyth County. Mrs. Harris stated how refreshing it is to see neighbors come out and support each other and employee's stepping forward on behalf of their employer. Mr. Davidson made a motion to recommend the Board approve Larry and Debra Hall's application for a Special Use Permit to expand a non-conforming use (portable toilet business) at 776 and 792 Cleghorn Valley Road in Marion (Tax Map Nos. 43-A-29A and 73-A-30). Mrs. Harris seconded the motion and the following vote was recorded.

Vote: 6 yays Davidson, Wassum, Pugh, Harris, Doyle, and Sparks

1 absent Venable

Saltville District Supervisor Roscoe D. Call made a motion to approve the Special Use Permit as recommended from the Planning Commission. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,

North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:14:21 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time.

[5:15:01 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:15:49 PM](#) Arthur Barker, Grant Administrator for Smyth County Sheriff's Office presented information to the Board concerning two (2) grants that were approved for School Resource Officers. The approved amounts for each position are \$35,509.00. The local match for each position will be \$7,734.00. The match as well as the salary will come from the Sheriff's Office main budget under line item number 021090. North Fork District Supervisor Ron C. Blevins made a motion to approve the grant and local match as presented by Mr. Barker. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:19:43 PM](#) Michael Carter, County Administrator brought forward a lease request from the Department of Education, asking for them to be allowed to continue leasing space at the County Building. Royal Oak District Supervisor G. Blake Frazier made a motion to accept the lease from the Department of Education as presented below, and allow Michael Carter, County Administrator to sign the lease. North Fork District Supervisor Ron C. Blevins seconded the motion.





**COMMONWEALTH of VIRGINIA**  
*Department of Education ♦ P. O. Box 2120 ♦ Richmond, VA 23218-2120*

**MEMORANDUM OF AGREEMENT  
BETWEEN  
THE VIRGINIA DEPARTMENT OF EDUCATION  
AND  
COUNTY OF SMYTH**

**SECTION I**

**Purpose**

The purpose of this agreement between the Virginia Department of Education and County of Smyth (the Contractor) is to provide office location for a VDOE employee from the Office of School Nutrition Programs.

**SECTION II**

**Scope of Services**

The Contractor shall provide the goods/services to the Department of Education as set forth in the following Scope of Services:

Smyth County agrees to provide the following in support of the Virginia Department of Education (VDOE), Office of School Nutrition Programs (OSNP) local field office.

1. Sole use of office space for one VDOE employee. Office space will include one office, one small meeting room and one workroom space/supply storage room.
2. Access to office space twelve months per year (including periods that the county offices are closed for holidays, breaks, etc.)
3. Parking for the VDOE employee vehicle at the office site.
4. Internet access, local and long distance telephone service. Phone services shall include voice mail service, voice mail and dedicated fax phone line. Phone service shall have unlimited long distance calls and voice mail capability to roll into the total system to allow for additional phone paths for simultaneous calls.
5. Occasional access to a meeting room that seats 30 people at the office site.

Rev 1/13

- 6. Other services to include janitorial and facilities support.
- 7. Office supplies including paper and postage for School Nutrition Programs mailings. VDOE-OSNP will reimburse actual cost of postage and office supplies on a quarterly basis.

Contractor agrees to provide the Department of Education a quarterly statement of itemized charges for services within the scope of this contract. The Department of Education agrees to pay the Contractor quarterly for services as defined in the scope of this contract.

BUDGET			
	Description	Total (Quarterly)	Contract Amount (12 months)
A.	OFFICE ADMINISTRATION		
	Postal (actual expenditures)	\$100.00 (estimate)	\$400.00 (estimate)
B.	OFFICE SUPPLIES		
	Includes Paper (actual Expenditures)	\$100.00 (estimate)	\$400.00 (estimate)
C.	Rent, heat, electricity, janitorial service, phone, internet, and parking	\$450.00	\$1,800.00
	TOTAL	\$650.00	\$2,600.00

Period of Performance

July 1, 2014 through June 30, 2016 with option to renew for three successive one year periods.

SECTION III

Terms and Conditions

- 1. AVAILABILITY OF FUNDS: It is understood and agreed between the parties herein that the Virginia Department of Education shall be bound hereunder only to the extent of the funds available or which may hereafter become available for the purpose of this Agreement.
- 2. CANCELLATION OF AGREEMENT: The Virginia Department of Education (VDOE) reserves the right to cancel and terminate this Agreement, in whole or in part, without penalty, upon 60 days written notice to the Contractor. In the event the initial Agreement period is for more than 12 months, the Agreement may be terminated by either party, in part

or in whole, without penalty, after the initial 12 months of the Agreement period upon 60 days written notice to either party. Any cancellation notice shall not relieve the Contractor of the obligation to deliver and/or perform on all outstanding deliverables unless otherwise agreed to in writing by the VDOE prior to the effective date of cancellation.

3. **OWNERSHIP OF INTELLECTUAL PROPERTY:** All copyright and patent rights to all deliverables provided to the Virginia Department of Education in the performance of this contract ("the Intellectual Property") shall become the sole property of the Virginia Department of Education. The contractor hereby assigns to the Commonwealth exclusively all right, title, and interest in and to all rights in the Intellectual Property that the contractor may have or obtain, without further consideration, free from any claim, lien for balance due, or rights of retention thereto on the part of the contractor. Upon request, the contractor shall promptly provide any further acknowledgment or assignment in a tangible form satisfactory to the Virginia Department of Education to evidence the Virginia Department of Education's sole ownership of the Intellectual Property.
4. **SUBCONTRACTS:** No portion of the work shall be subcontracted without prior written consent of the Virginia Department of Education. In the event that the contractor subcontracts any part of the work specified herein, the contractor shall include Term & Condition #3 in the contract(s) with the subcontractor(s), shall remain fully liable and responsible for the work to be done by its subcontractor(s), and shall assure compliance with all requirements of the contract.
5. **CONTRACTOR RIGHTS TO USE MATERIALS:** The contractor is hereby granted a royalty-free, non-exclusive and irrevocable license in perpetuity to reproduce, publish or otherwise use the Intellectual Property for noncommercial purposes. Such rights shall include, but are not limited to the right to claim credit as the original author of the Intellectual Property, the right to use and authorize others to use the Intellectual Property in research and for preparation of teaching materials for noncommercial use, and the right to transfer to publishers the copyrights in scholarly publications and textbooks that include an insubstantial portion of the Intellectual Property. The contractor may seek further rights to use the Intellectual Property by submitting a written request for authorization to the Superintendent of Public Instruction, which authorization shall not reasonably be withheld.
6. **CHANGES TO THE AGREEMENT:** Changes can be made to the Agreement in any of the following ways:
  - A. The parties may agree in writing to modify the scope of the Agreement. An increase or decrease in the price of the Agreement resulting from such modification shall be agreed to by the parties as a part of their written agreement to modify the scope of the Agreement.
  - B. The Virginia Department of Education may order changes within the general scope of the Agreement at any time by written notice. Changes within the scope of the Agreement include, but are not limited to, things such as services to be performed and

M E M O R A N D U M   O F   A G R E E M E N T

the place of delivery. Any additional costs incurred as the result of such order will be determined by one of the following methods:

1. By mutual agreement between the parties in writing; or
  2. By agreeing upon a unit price or using a unit price set forth in the Agreement, if the work to be done can be expressed in units.
7. **CLASSIFICATION:** This agreement constitutes a sale of goods or services (a vendor relationship). Therefore, no funds provided to the contractor under this Agreement should be classified by the contractor as a grant or sub-award.
8. **RENEWAL:** This contract may be renewed by the Commonwealth upon written agreement of both parties for and additional three (3) successive one year periods, under the terms of the current contract, and at a reasonable time (approximately 90 days) prior to the expiration. Any increase/decrease in cost must be agreed to by both parties.

**SECTION IV**

---

**Responsibilities of the Virginia Department of Education**

The Virginia Department of Education will pay the Contractor quarterly for services as defined in the scope of this contract.

**SECTION V**

---

**Method of Payment**

The Virginia Department of Education will reimburse the Contractor the actual costs for postage and office supplies estimated to be a total of **\$800.00** and for expenses incurred for rent, utilities (heat, electricity), phone services, internet and parking not to exceed **\$1,800.00**. Requests for reimbursement for expenses shall be submitted quarterly with the final reimbursement request submitted not later than July 15, 2015 and should be mailed to **Accounts Payable, Department of Education, P. O. Box 2120, Richmond, VA 23218-2120**.

**Budget Amount**

**\$2,600.00**

IN WITNESS WHEREOF, the parties have caused this Agreement (including the attached Terms and Conditions) to be duly executed intending to be bound thereby.

COUNTY OF SMYTH	VIRGINIA DEPARTMENT OF EDUCATION
By: _____ <i>Signature</i>	By: _____ <i>Signature</i>
Printed Name    Michael L. Carter	Marie G. Williams
Title             County Administrator	Director of Tax Credit Programs, Procurement, and Fixed Assets
Address          121 Bagley Circle, Suite 100	Department of Education
Marion, VA 24354	P. O. Box 2120
FIN:              54-6001608	Richmond, VA 23218-2120
Date: _____	Date: _____

**PROJECT MANAGERS**

County of Smyth		Virginia Department of Education	
Name	Charles E. Atkins, CFO	Name	Catherine Digilio Grimes
Address	121 Bagley Circle, Suite 100	e-mail	Catherine.Digilio-Grimes@doe.virginia.gov
City	Marion	Phone	804-225-2074
State, Zip	Virginia 24354	Fax	804-786-3117
e-mail			
Phone	(276) 782-3298, Ext 8308		
Fax	(276) 783-9314		
		Project Code:	80300    Cost Code 425

After consideration, the motion PASSED by the following vote:  
**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,

Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:21:19 PM](#) Michelle Clayton, County Attorney presented a Parking Garage Agreement to the Board as shown below.

**PARKING GARAGE AGREEMENT  
BETWEEN THE  
TOWN OF MARION AND SMYTH COUNTY, VIRGINIA**

This Agreement, made this the 7<sup>th</sup> day of July, 2014, by and between the Town of Marion, acting by and through the Town Council of Marion, Virginia, hereinafter “Town,” and the County of Smyth, acting by and through the Board of Supervisors of Smyth County, Virginia, hereinafter “County.”

**WITNESSETH**

Whereas, the County and the Town made an agreement dated July 23, 2009 (“2009 Agreement”), in which the County agreed to construct a parking garage as required by a court order of the Supreme Court of Virginia by virtue of an Order to Show Cause issued by the Judges of the Smyth County Circuit Court on September 16, 2005 and filed in Order Book 84, Page 744; and,

Whereas, the Town of Marion recognized there was inadequate parking in the downtown area for visitors, tourists, businesses and citizens; and,

Whereas, the County and Town worked together to construct the parking garage between East Court Street and East Strother Street in the Town of Marion; and,

Whereas, the County paid for the land acquisition, architectural, engineering and construction costs which included funds also pledged by the Town; and,

Whereas, Paragraph 5 of the 2009 agreement provides that in the event the parking facility needed to be later renovated or repaired, the percentage to be paid by both the Town and the County “shall be calculated by the contribution made by the Town, as the contribution relates to the final cost of the parking facility determined by all architectural and engineering expenses and actual construction costs incurred in completing the parking structure, without consideration of the cost of the acquisition of the land by the County;” and,

Whereas, the parking garage was built and is now operating and the Town and County have negotiated a new agreement to solidify the percentage share provided in the 2009

Agreement for future repair and renovation of the parking facility and clarify responsibilities with regard to basic upkeep and maintenance throughout the year.

Now, therefore in consideration of the mutual covenants herein and the sum of Ten Dollars (\$10.00), cash in hand paid to the other, the parties hereto do hereby covenant and agree as follows:

1. The cost sharing agreement for future renovations or repairs of the parking garage as provided in Paragraph 5 of the 2009 Agreement is as follows: County pays 54.75% and Town pays 45.25% for any future renovations or repairs.
2. The Town agrees that it will provide security and police patrols in the facility and will arrange for routine maintenance such as sweeping, cleaning of floors, trash removal and storm drainage. The County will provide grass-cutting and snow removal.
3. Electric bills and insurance are provided through the County, and will be shared between the County and the Town at the shared costs calculated under Paragraph 1 of this agreement. Preventative maintenance on the backup Uninterruptable Power Supply system, future fire extinguisher replacements and light bulb replacements will be handled by the Town with the associated costs to be shared on the ratio provided in Paragraph 1 of this Agreement.
4. The County will provide the Town an invoice each April 1<sup>st</sup> and October 1<sup>st</sup> with payment being by the Town within 30 days of receipt. Proof of the associated costs of preventative maintenance, fire extinguishers and light bulbs provided to the County and the pro-rated share shall be subtracted from the bi-annual payment to the County.
5. Overall maintenance costs are estimated to be less than Ten Thousand (\$10,000) Dollars per year.
6. The Town and the County acknowledge the parking facility was built to accommodate the requirements of the Court for the use of the Courthouse building for judicial functions, but there may be other offices in the Courthouse under the current plan that will require parking to be available. Both the Town and County recognize that the Courts will have priority use of the parking facility during court hours, and there may be times that the demands of the Court system may render the use of the facility for general parking impossible.
7. Any revenues derived from any agreed upon parking fees or otherwise in the future, for the use of the parking garage structure will be shared pro-rata according to the percentage described in Paragraph 1.



8. This Agreement is proposed following discussions between committees of the  
County

and Town, and is recommended subject to the approval of the Board of Supervisors of Smyth  
County, Virginia and the Council of Town of Marion, Virginia.

The Town of Marion Council acted on this agreement on July 7, 2014 and same was  
approved and the execution hereof by the Mayor of the Town was authorized by a vote of Aye  
\_\_\_\_\_, Nay, \_\_\_\_\_.

The Board of Supervisors acted on this agreement and contract on July 8, 2014 and  
same was approved and the execution hereof by the Chairman of the Board of Supervisors  
authorized by a vote of Aye \_\_\_\_\_, Nay\_\_\_\_\_.

As stated above, this agreement was duly approved by action of the County, and was  
signed by the Chairman of the Smyth County Board of Supervisors, and the seal of the County  
attached to this agreement, on July 8, 2014.

As stated above, this agreement was duly approved by action of the Town, and was  
signed by the Mayor of the Town of Marion, and the seal of the Town attached to this  
agreement, on July 7, 2014.

IN WITNESS WHEREOF, the respective Chairman and Mayor have affixed their hands  
and seals hereto on the dates indicated above .

\_\_\_\_\_(SEAL)

Wade H. Blevins, Jr., Chairman

\_\_\_\_\_(SEAL)

David P. Helms, Mayor

COMMONWEALTH OF VIRGINIA  
COUNTY OF SMYTH, to-wit

I, \_\_\_\_\_, a Notary Public in and for the Commonwealth of  
Virginia, at large, do hereby certify that Wade H. Blevins, Jr., whose name is signed to the  
foregoing agreement dated July 7, 2014 have this day personally appeared before me and  
acknowledged the same.

Given under my hand this \_\_\_\_\_ day of July, 2014.

\_\_\_\_\_

Notary Public

My Commission Expires: \_\_\_\_\_

My Commission Number is: \_\_\_\_\_

COMMONWEALTH OF VIRGINIA

COUNTY OF SMYTH, to-wit

I, \_\_\_\_\_, a Notary Public in and for the Commonwealth of Virginia, at large, do hereby certify that David P. Helms, whose name is signed to the foregoing agreement dated July 7, 2014 have this day personally appeared before me and acknowledged the same.

Given under my hand this \_\_\_\_\_ day of July, 2014.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

My Commission Number is: \_\_\_\_\_

Royal Oak District Supervisor G. Blake Frazier made a motion to approve the Parking Garage Agreement as presented by Mrs. Clayton. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:23:25 PM](#) Michelle Clayton, County Attorney then presented a Franchise Agreement from Comcast Cable as shown below.

RESOLUTION NO. \_\_\_\_\_

CONSENT TO ASSIGNMENT AND CHANGE OF CONTROL

WHEREAS, Comcast of the South ("Franchisee") is the duly authorized holder of a franchise, as amended to date (the "Franchise"), authorizing Franchisee to serve the County of Smyth County, VA (the "Franchise Authority") and to operate and maintain a cable television system therein; and

WHEREAS, Comcast Corporation ("Comcast") is the ultimate parent company of Franchisee; and

WHEREAS, on April 25, 2014, Comcast and Charter Communications, Inc. ("Charter") entered into the Comcast/Charter Transactions Agreement (the "Agreement"), pursuant to which the Franchisee, through a restructuring under Comcast's ownership, will become Midwest Cable of the South, LLC ("New Franchisee") and immediately thereafter will become a wholly-owned subsidiary of Midwest Cable, Inc. ("Midwest Cable") (the "Transaction"); and

WHEREAS, Franchisee has filed an FCC Form 394 with the Franchise Authority with respect thereto; and

WHEREAS, the Franchise Authority has considered and approves of the Transaction.

NOW, THEREFORE, BE IT RESOLVED BY THE FRANCHISE AUTHORITY AS FOLLOWS:

The foregoing recitals are approved and incorporated herein by reference.

1. The Franchise Authority consents to the Transaction.
2. The Franchise Authority confirms that the Franchise is valid and outstanding and in full force and effect and there are no defaults under the Franchise. Subject to compliance with the terms of this Resolution, all action necessary to approve the pro forma assignment of the Franchisee and change of control of the New Franchisee to Midwest Cable has been duly and validly taken.
3. Midwest Cable or New Franchisee may (a) assign or transfer its assets, including the Franchise, provided that such assignment or transfer is to an entity directly or indirectly controlling, controlled by or under common control with Midwest Cable; (b) restructure debt or change the ownership interests among existing equity participants in Midwest Cable; (c) pledge or grant a security interest to any lender(s) of Midwest Cable's assets, including, but not limited to, the Franchise, or of interest in Midwest Cable, for purposes of securing any indebtedness; and (d) sell equity interests in Midwest Cable or any of Midwest Cable's affiliates.
4. Upon closing of the Transaction, New Franchisee shall remain bound by the lawful terms and conditions of the Franchise.
5. This Resolution shall be deemed effective upon adoption.

6. This Resolution shall have the force of a continuing agreement with New Franchisee, and the Franchise Authority shall not amend or otherwise alter this Resolution without the consent of New Franchisee and Midwest Cable.

PASSED, ADOPTED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

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

Name: \_\_\_\_\_

Title: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Clerk

Saltville District Supervisor Roscoe D. Call made a motion to approve the resolution from Comcast Cable as presented. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:25:11 PM](#) Atkins District Supervisor J. Howard Burton brought forward a recommendation from the Economic/Development Committee concerning a Pump and Haul Permit for the Dip Dog Stand on Highway 11. The committee recommends for the permit to be granted to allow them to pump and haul until sewer is available with a time limit of 3 years.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[5:27:35 PM](#) Scott Simpson, Assistant County Administrator brought forward a resolution as presented below concerning the Seven Mile Ford Sewer Project.

**RESOLUTION**

WHEREAS, the Virginia Tobacco Indemnification and Community Revitalization Commission is soliciting applications for 2014 Economic Development Projects, including funding for infrastructure related to economic development, and

WHEREAS, the Smyth County Board of Supervisors has determined there is a critical economic development need to extend public sewer service in the Seven Mile Ford area, and

THEREFORE BE IT RESOLVED the Smyth County Board of Supervisors authorizes a grant application for \$109,800 in funding from the Tobacco Commission for the engineering design, environmental assessment, and permitting for the proposed Seven Mile Ford Sewer Project, and

BE IT FURTHER RESOLVED that the Smyth County Board of Supervisors recognizes that the Tobacco Commission funds are limited to no more than ninety (90) percent of the cost of the project and the remaining ten (10) percent must come from other funding, and

BE IT FURTHER RESOLVED that the Smyth County Board of Supervisors authorizes the County Administrator to sign and submit all grant-related documents for Tobacco Commission Economic Development grant funding.

Adopted by the Smyth County Board of Supervisors  
July 8, 2014

---

Wade H. Blevins Jr.  
Chairman, Smyth County Board of Supervisors

---

Michael L. Carter  
County Administrator

North Fork District Supervisor Ron C. Blevins made a motion to approve the resolution as presented, and Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:30:15 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called a thirty (30) minute recess.

[6:01:40 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting back to order.

[6:01:45 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for Court Costs. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**Public Hearing  
Court Costs**

Pursuant to §§ 17.1-281, 17.1-279.1 and 42.1-70 of the Code of Virginia, (1950), as amended, the Smyth County Board of Supervisors proposes to amend Chapter 23 (Finance and Taxation – Court Costs) of the Smyth County Code to assess additional charges for civil, criminal or traffic cases in district court or circuit court, effective immediately upon adoption:

- Section 23-113 of the Smyth County Code would be amended to repeal the prior limit of \$4.00 for fees authorized under Virginia Code §17.1-281.
- Section 23-140 of the County Code would impose an additional \$3.00 charge solely for the construction, reconstruction and renovation of a courthouse structure. No additional charge added for civil cases if the amount in controversy is \$500 or less.
- Section 23-139 of the County Code would be amended to include a \$2.00 assessment on civil cases with an amount in controversy of more than \$500.00 to be used for construction of the courthouse and other court related facilities and to defray the cost of heating, cooling, electricity, and ordinary maintenance.

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, July 8th, 2014 beginning at 6:00 p.m. or shortly thereafter in the Board of Supervisors meeting room, 121 Bagley Circle, Marion, Virginia. A copy of the present and proposed ordinance is on file at the Smyth County Administrators Office, 121 Bagley Circle, Marion, Virginia and can be viewed between the hours of 8:00 am and 5:00 pm, Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, ADA Coordinator for Smyth County, at (276) 783-3298 x 8315 at least forty eight (48) hours prior to the public hearing.

By order of the Smyth County Board of Supervisors - Michael L. Carter, County Administrator

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of the rules. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,

Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:04:49 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing.

[6:05:05 PM](#) Scott Simpson, Assistant County Administrator gave the Board an update on the Megasite Project the County has been working on. Mr. Simpson stated the project came in on budget and the site is now available for industries to locate on.

[6:08:47 PM](#) Old Business-Delinquent Taxes-Set off Debt-Michelle Clayton, County Attorney informed the Board that to date the County has collected \$7,000 for delinquent water/sewer bills.

[6:11:17 PM](#) Financial Discussion-Michael Carter, County Administrator stated the new Budget was in place for FY14-15, and that he has communicated with Staff concerning the budget and the need to stay on target with it.

[6:15:00 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for E-Tickets. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**Public Hearing**  
**Electronic Summons System Charges**

Pursuant to §17.1-279.1 of the Code of Virginia, (1950), as amended, the Smyth County Board of Supervisors proposes to amend Chapter 23 (Finance and Taxation) of the Smyth County Code to assess defendants \$5.00 for the cost of the electronic summons system, as follows, effective August 15, 2014.

A new Smyth County Code, Chapter 23, Division 5 (Sections 23-170 through 173) on Cost Assessment on Electronic Summons System is proposed to permit an additional sum of \$5.00 as part of the costs in each criminal or traffic case in the district or circuit courts in which the defendant is charged with a violation of any statute or ordinance. Disbursements would be to the Sheriff solely to fund software, hardware, and associated equipment costs for the implementation and maintenance of an electronic summons system.

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, July 8, 2014 beginning at 6:15 p.m. or soon thereafter in the Board of Supervisors meeting room, 121 Bagley Circle, Marion, Virginia. A copy of the present and proposed ordinance is on file at the Smyth County Administrators Office, 121 Bagley Circle, Marion, Virginia and can be viewed between the hours of 8:00 am and 5:00 pm, Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, ADA Coordinator for Smyth County, at (276) 783-3298 x 8315 at least forty eight (48) hours prior to the public hearing.

By order of the Smyth County Board of Supervisors - Michael L. Carter, County Administrator

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of the rules. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and



Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:17:41 PM](#) Kim Vanhoy, IT Employee with the Smyth County Sheriff's Office gave information as to how the E-Ticket charges would help the County.

[6:20:05 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing.

[6:20:40 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called a recess for 10 minutes.

[6:34:11 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting back to order.

[6:34:15 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for a Festival Permit from the Konnarock, Green Cove, Laurel Valley Community Association. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

#### **PUBLIC HEARING NOTICE**

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, July 8th, 2014 at 6:30 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 Konnarock, Green Cove, Laurel Valley Community Association has submitted a festival application for an event to be held on Sunday, September 21, 2014. This event will be held at the Konnarock Community Center, 6535 Whitetop Road, Troutdale, Virginia, 24378, and will be held between the hours of 11:00 a.m. and 5:00 p.m.*

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 x8315 at least forty eight (48) hours prior to the public hearing.

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

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of the rules. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:36:17 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing.

[6:38:17 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called a recess for 10 minutes.

[6:48:00 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting back to order.

[6:48:03 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Public Hearing for a Festival Permit from the Rich Valley Fair Association. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

#### **PUBLIC HEARING NOTICE**

The Smyth County Board of Supervisors will conduct a public hearing on Tuesday, July 8, 2014, at 6:45 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 25, 2014 thru August 2, 2014. 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 25, 2014 – 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 26, 2014 – 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 27, 2014 – 6:00 p.m. to 10:00 p.m.

Monday, July 28, 2014 – 4:30 p.m. to 10:30 p.m.

Tuesday, July 29, 2014 – 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 30, 2014 – 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, July 31, 2014 – 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 1, 2014 – 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 2, 2014 – 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 x8315 at least forty eight (48) hours prior to the public hearing.

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

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of the rules. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:54:10 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing.

[6:54:13 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to waive the rules, and allow for the vote on the Rich Valley Fair Festival Permit to be made. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

North Fork District Supervisor Ron C. Blevins made a motion to accept the Festival Permit as requested by the Rich Valley Fair Association. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:55:31 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to continue the meeting until Thursday, July 24th, 2014 at 7:00 p.m. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

---

Wade H. Blevins Jr., Chairman

The Smyth County Board of Supervisors held a continued meeting at 7:00 p.m., **Thursday, July 24, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Royal Oak District Supervisor G. Blake Frazier (5)

**ABSENT:** Saltville District Supervisor Roscoe D Call and Vice Chair, Park District Supervisor M. Todd Dishner (2)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Director of Finance Charlie Atkins; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods, Director of Community and Economic Development Lori Hester (6)

At 7:00 p.m. Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger as well as the rules of procedure during public hearings.

**BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS AND  
SMYTH COUNTY PLANNING COMMISSION**

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, July 24, 2014, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

*An application from Kelly Richardson, which has been forwarded to the Board of Supervisors of Smyth County, Virginia, requesting an amendment to the official Zoning Map at Adwolfe, Virginia, to rezone an area measuring approximately 190' x 235' from Agricultural/Rural to Commercial. The Smyth County Comprehensive Plan does not identify a density range and the general usage of this property has most recently been abandoned buildings. The property adjoins 107 Thomas Bridge Road in Marion, Virginia, and is identified as a portion of Tax Map No. 67-A-1 and can be found in Grid Map No. 5486 of the official Zoning Map of Smyth County.*

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

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact the Smyth County Building and Zoning Department at (276) 783-3298 ext. 8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator  
Norman K. Sparks, Chairman of the Planning Commission

No one chose to speak on this application.

Chairman Wade Blevins and Chairman Norman Sparks closed the joint public hearing at 7:20 p.m.

Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the meeting to order.

[7:22:25 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizens time. With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizens time.

[7:22:34 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier to approve \$1,529,305.91 from the General Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

It was moved by Atkins District Supervisor J. Howard Burton, seconded by North Fork District Supervisor Ron C. Blevins to approve \$145,570.41 from the EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier to approve \$97,580.91 for the Accounts Payable Listing.

Accounts payable listing:	\$97,580.91
---------------------------	-------------

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

Financial Update-Charlie Atkins, Director of Finance informed the Board, per the report from the Treasurer's Office, there were sufficient funds in the bank for the requested appropriations.

[7:24:00 PM](#) Michael Carter, County Administrator presented information from VDOT, concerning Mountain Empire Road located in the Mountain Empire Industrial Park. VDOT would like for Mountain Empire Road be added to the Secondary System of State Highways maintained by them, as presented below.

The Board of Supervisors of \_\_\_\_\_ County, in regular meeting on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, adopted the following:

## RESOLUTION

WHEREAS, the street(s) described on the attached Additions Form AM4.3, fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of

\_\_\_\_\_ County, and

WHEREAS, Smyth County and the Town of Marion developed the Mountain Empire Industrial Park located near Atkins in Smyth County and constructed Mountain Empire Road as an industrial access road into Mountain Empire Industrial Park, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests that Mountain Empire Road funded by Industrial Access Project 0788-086-181, M501 be added to the Secondary System of State Highways maintained by the Virginia Department of Transportation pursuant to §33.1-221 Code of Virginia, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Recorded Vote

A Copy Teste:

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

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

Yeas: \_\_\_\_\_

Nays: \_\_\_\_\_

\_\_\_\_\_  
(Name), (Title)

It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Atkins District Supervisor J. Howard Burton to approve Resolution as presented by Mr. Carter for VDOT.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

[7:26:25 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to appoint Rod Blevins, 340 Venice Drive, Marion, Virginia to serve on the EDA. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call

[7:26:59 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to appoint Barbara Moser, 1046 Lee Highway, Marion, Virginia to the Board for Social Services. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.



**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call

[7:27:56 PM](#) Michael Carter, County Administrator presented information concerning a Resolution on Short Term Borrowing as presented below.

**A RESOLUTION OF THE BOARD OF SUPERVISORS  
OF THE COUNTY OF SMYTH, VIRGINIA  
AUTHORIZING THE ISSUANCE AND SALE OF  
THE COUNTY'S REVENUE ANTICIPATION NOTE**

WHEREAS, the Board of Supervisors (the "Board") of the County of Smyth, Virginia (the "County") proposes to authorize the issuance of a line-of-credit or revenue anticipation note in anticipation of the collection of the taxes and revenues of the County pursuant to Section 15.2-2629 of the Code of Virginia of 1950, as amended (the "Virginia Code"); and

WHEREAS, the County has elected, pursuant to Virginia Code Section 15.2-2639, to be treated as a city for purposes of incurring debt and issuing bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SMYTH, VIRGINIA:

Authorization of Note. The Board of Supervisors hereby authorizes the issuance and sale of the County's line-of-credit or revenue anticipation note (the "Note") in the maximum principal amount of \$5,000,000 in anticipation of the collection of the taxes and revenues of the County for the fiscal year ending June 30, 2015, pursuant to Section 15.2-2629 of the Virginia Code.

Details and Sale of Note. The Note shall be issued upon the terms established pursuant to this Resolution and upon such other terms as may be determined in the manner set forth in this Resolution. The Note shall be issued in fully registered form, shall be dated the date of its issuance and delivery, shall be in the form of a single registered note. The County Administrator and the County Treasurer, or either of them, is authorized and directed to accept a proposal for the purchase of the Note and to approve the terms of the Note, provided that the principal amount of the Note shall not exceed the amount set forth in paragraph 1, the Note shall mature not later than June 30, 2015 subject to such prepayment terms as may be approved by the County Administrator and the County Treasurer or either of them and the interest rate on the Note shall not exceed 5.0%, or if a variable rate or taxable rate is approved, the variable rate or taxable rate will be subject to a cap of 6.00%.

Pledge of Full Faith and Credit. The Note shall be payable from the collection of the taxes and revenues of the County for the fiscal year ending June 30, 2015. In addition, the Note shall be a general obligation of the County for which the full faith and credit of the County are pledged for the payment of principal of and interest on the Note. Unless other funds are lawfully available and appropriated for payment of the Note, the Board of Supervisors shall levy and collect an ad valorem tax on all property in the County, subject to local taxation, sufficient to pay the principal of and interest on the Note.

Execution of Note. The Treasurer is authorized and directed to execute an appropriate negotiable Note and the Clerk of the Board of Supervisors is authorized and directed to affix the seal of the County thereto and such officers are authorized and directed to deliver the Note to the purchaser thereof.

Non-Arbitrage Certificate and Tax Covenants. The County Administrator and the Treasurer, or either of them, and such officers and agents of the County as either such officer may designate are authorized and directed to execute a Non-Arbitrage Certificate and Tax Covenants setting forth the expected use and investment of the proceeds of the Note and containing such covenants as may be necessary in order to comply with the provisions of the Internal Revenue Code of 1986, as amended ("Code"), including the provisions of Section 148 of the Code and applicable regulations relating to "arbitrage bonds."

Further Actions. The County Administrator, the Treasurer, and such officers and agents of the County as either of them may designate are authorized and directed to take such further action as they deem necessary regarding the issuance and sale of the Note and all actions taken by such officers and agents in connection with the issuance and sale of the Note are ratified and confirmed.

On motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Resolution was adopted by a majority of the members of the Board of Supervisors present at a meeting of the Board of Supervisors duly called and held on \_\_\_\_\_, 2014, by a recorded vote, the votes being recorded as follows:

MEMBER

VOTE

\_\_\_\_\_

\_\_\_\_\_  
Clerk, County of Smyth, Virginia

It was moved by North Fork District Supervisor Ron C Blevins, seconded by Rye Valley District Supervisor Rick K Blevins to approve the Resolution authorizing the issuance and sale of the County's revenue anticipation note.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

7:30:17 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened the Joint Public Hearing for the Subdivision Ordinance. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**JOINT PUBLIC HEARING  
BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS  
AND THE SMYTH COUNTY PLANNING COMMISSION**

The Smyth County Board of Supervisors and Planning Commission will conduct a joint public hearing on Thursday, July 24, 2014 at 7:30 p.m., or as soon thereafter, as may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following: Proposed revision of the Smyth County Subdivision Ordinance:

- Complete Re-structuring. Organized in seven articles: 1) General Provisions; 2) Subdivisions; 3) Administration; 4) Submission of Subdivision Plats for Approval; 5) Required Improvements and Development Standards; 6) Dedication of Land for Public Use; and 7) Definitions.
- Mandatory Requirements. from Virginia Code §15.2-2241 added, including: Construction cost estimate requirements lowered to 10%; Six (6) month time limit to file final subdivision plat- possible one year extension; Periodic and partial releases of bonds required when work completed.

- Family subdivisions. Expanded to include step-children, aunts, uncles, nieces, and nephews in the definition of immediate family member.
- Plats. Private right-of-ways to be shown by a certified surveyor; plats to be approved by signature of water/ sewer purveyors and 911 Coordinator.
- Private Roads. Deeds to clearly provide that private roads/ right-of-ways are not state or county maintained. Mail delivery and school bus transport not provided.
- Five (5) acre lots. May be exempted from the Subdivision Ordinance so long as the developer meets minimum street, deed transfer and plat requirements.
- Townhouses. To be moved to the Zoning Ordinance.
- Recreational Developments. (Section 4.3.23(5)) to be stricken.
- Boundary surveys. To be on four (4) corners of a tract if the subdivision is within 1000' feet of two (2) known coordinates.
- Monuments. To be marked with a steel rod not less than one-half (1/2") inch in diameter and eighteen (18") inches long and driven to be flush with finished grade.

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. In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact Clegg Williams, ADA Coordinator, at (276)783-3298 x8315, at least 48 hours prior to the hearing. A copy of this proposed amendment is on file in the Office of the County Administrator of Smyth County at the address given above, and may be viewed during regular business hours Monday through Friday and at [www.smythcounty.org](http://www.smythcounty.org).

Done by order of the Board of Supervisors and the Planning Commission of Smyth County  
Michael L. Carter, County Administrator and Norman Sparks, Planning Commission  
Chairman

2 citizens spoke concerning the Subdivision Ordinance. Mr. Charles Wassum and Mr. Earl McClure.

**8:08:38 PM** Chairman, Chilhowie District Supervisor Wade H. Blevins Jr., called the Board meeting back to order.

**8:08:44 PM** Michelle Clayton, County Attorney presented information concerning a Resolution from the Marion Fire and EMS Department. Mrs. Clayton turned the floor over to Bill Rush, Town Manager and Charlie Harrington, Director of Emergency Management. The Town of Marion would like to merge Emergency operations, as stated below, due to volunteer numbers being down.

#### **RESOLUTION**

WHEREAS, the Code of Virginia § 15.2-955 provides that no volunteer rescue squad, emergency medical service organization or other organization providing similar type services, or volunteer fire-fighting organization shall be established in any locality on or after July 1, 1984, without the prior approval by resolution of the governing body, i.e. the Smyth County Board of Supervisors, and

WHEREAS, the Code of Virginia § 15.2-955 also provides that each locality shall seek to ensure that emergency medical services are maintained throughout the entire locality, and

WHEREAS, the Virginia Administrative Code 12VA5-31-10, defines "Designated Emergency Response Agency" ("DERA") as an EMS agency recognized by an ordinance or a resolution of the governing body of any county, city or town as an integral part of the official public safety program of the county, city or town with a responsibility for providing emergency medical response.

WHEREAS, the County may from time-to-time review the status of already recognized and approved volunteer EMS and volunteer fire departments operating within its boundaries, and,

WHEREAS, Marion Fire Department was formed 1888 and has an address of 231 West Main Street, Marion, Virginia, and,

WHEREAS, Marion Life Saving Crew was incorporated in 1956 with an address of 230 South Park Street, and

WHEREAS, the Town of Marion seeks to merge the two entities to provide improved services to the community; and,

WHEREAS, Dr. Peter Bruzzo has agreed to serve as the Operational Medical Director for the agency and to establish necessary protocols; and,

WHEREAS, the Marion Life Saving Crew will be dissolved through the process required by the State Corporation Commission and its assets will be merged into the Marion Fire/EMS; and,

WHEREAS, the Marion Fire Department will amend its corporate name to Marion Fire/EMS and amend its Articles of Incorporation to include the EMS additions to the entity.

WHEREAS, the new merged entity of Marion Fire/EMS must be recognized by Smyth County in order to obtain EMS Licensure and DERA designation.

NOW, THEREFORE, BE IT RESOLVED, on this the 24<sup>th</sup> Day of July, 2014 the Smyth County Board of Supervisors in its Regular Session hereby approves the following:

1. Recognition of the future dissolution of the Marion Life Saving Crew;
2. Recognition of the upcoming merger of the Marion Life Saving Crew into the Marion Fire Department; and,
3. Recognition, upon licensure by the Commonwealth of Virginia, of the Marion Fire/EMS as an EMS agency and an integral part of the official public safety program of the county with a responsibility for providing emergency medical response.

Adopted this 24<sup>th</sup> day of July, 2014.

By: \_\_\_\_\_  
Wade Blevins, Chair for the Smyth County  
Board of Supervisors

It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier to approve the resolution as presented by the Town of Marion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

**8:11:35 PM** Michelle Clayton, County Attorney then presented information to the Board updating the proposed Boundary Line Adjustment. Mrs. Clayton stated the Commission on Local Government needed more information on the agreement and the Marion Town Council has reviewed their requests. A new document has been drawn up and the

Commission seems pleased with it. Mrs. Clayton further stated the County should know something in regards to the Commission's decision by the first of September 2014. It was moved by North Fork District Ron C. Blevins to approve the draft document, seconded by Royal Oak District Supervisor G. Blake Frazier.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

[8:15:47 PM](#) Michael Carter, County Administrator asked the Board of Supervisors to amend the FY 14-15 Budget to correct a line item that was left out of the final budget. This line item is the Sheriff Information Systems Maintenance, number 021070-8888-27, in the amount of \$35,000.00. In order to correct the line item, money would need to be transferred as presented below to the Sheriff Information Systems Maintenance line item.

IT Hosp/Medical Plan	012200-2005	\$1,000.00
Reg Hosp/Medical Plan	013020-2005	\$1,000.00
Sheriff Hospital/Medical Plan	021070-2005	\$10,000.00
SRO Hosp/Medical Plan	021090-2005	\$3,000.00
911 Hospital/Medical Plan	031040-2005	\$5,000.00
BI Hosp/Medical Plan	034010-2005	\$3,000.00
Animal Co Hosp/Medical Plan	035010-2005	\$2,000.00
Refuse Coll. Hosp./Medical Plan	042030-2005	\$5,000.00
Ct. House Main. Hosp/Medical Plan	043020-2005	\$2,000.00
Co. Office Bldg. Hosp./Medical Plan	043040-2005	\$3,000.00
		\$35,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call

Mr. Carter then presented information concerning the audit services for the County. The Budget Committee recommends awarding the bid to Hickok, Fern and Garcia in the amount of \$20,000.00.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call.

Scott Simpson, Assistant County Administrator presented information concerning the emergency generator maintenance for the County.



With the recommendation from the Budget Committee, the Board approved awarding the Generator Maintenance proposal to Carter Machinery in the amount of \$9,096.16 in year one (1), with three (3) one (1) year renewal options.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call

[8:25:10 PM](#) Scott Simpson, Assistant County Administrator explained the graphics of a plat drawing that was before each member. This is a plat of the .23 acre County owned water tank site located within the Merillat/MASCO property on Mulberry Road. The orange highlighted line is the current easement and right of way for access to the site and also the water main location. It has been discovered this easement runs underneath the existing building and the water main and access easements were changed with mutual agreement back in the 1990's during installation. This plat depicts the current physical location of the water main, the access right of way, and the vacation of the original easement. Approval of the Board of Supervisors is requested for this plat as well as for the Chairman to execute the deed releasing, vacating, and relocating the easements.

It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by North Fork District Supervisor Ron C. Blevins, to approve the plat as presented and allow the Chairman to execute the deed releasing, vacating, and relocating of the easements.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call

[8:26:59 PM](#) Nothing was discussed concerning old business.

[8:27:08 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.3;** Discussion or consideration of the acquisition of real property for a public purpose and **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. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call

[9:03:52 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Atkins District Supervisor to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call

[9:04:21 PM](#) Supervisor Comment Time- North Fork District Supervisor Ron C. Blevins stated that he would like for the Ordinance Committee of the Board to meet on August 5<sup>th</sup>, 2014 at 4:00 pm. Rye Valley District Supervisor Rick K. Blevins would like to remind members that VACO offers a course for Supervisor Training.

[9:10:01 PM](#) Michael Carter, County Administrator informed the Board of future meetings. The regular Board meeting will be Tuesday, August 12, 2014 at 4:00 P.M., and the Annual Town and Country BBQ will be held on Thursday, August 21, 2014 at 6:30 P.M.

[9:13:25 PM](#) Lori Hester, Director of Community and Economic Development updated the Board on the Megasite project the County has been working on. The EDA would like to modify the sign that is located on the site, and they are open to any suggestions.

[9:18:23 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to adjourn the meeting. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Vice Chair, Park District Supervisor M. Todd Dishner and Saltville District Supervisor Roscoe D. Call



The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, August 12, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (5)

[4:02:40 PM](#) A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:00:32 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Saltville District Supervisor Roscoe D. Call to adopt the following resolution certifying the business conducted in closed session as follows:

#### **RESOLUTION CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed

meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:01:04 PM](#) Lori Hester, Director of Community and Economic Development gave the invocation and Shannon Williams, 911 Coordinator led the Pledge of Allegiance.

[5:02:03 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:02:21 PM](#) A motion was made by Park District Supervisor M. Todd Dishner, seconded by Saltville District Supervisor Roscoe D. Call, to approve the minutes from the June 26th, and July 8<sup>th</sup>, 2014 meeting.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:02:46 PM](#) Financial Update-Michael Carter, County Administrator presented the Board with information on the current FY14-15 budget. Mr. Carter updated the Board concerning the final numbers for the Fy13-14 budget.

[5:15:21 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time.

[5:15:31 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:15:35 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$3,195,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County	\$
1,250,000.00	
Social Services (August 13-August 31, 2014)	\$ 285,000.00
Social Services (September 1-September 9, 2014)	\$ 60,000.00
Schools - Operating Fund	\$
1,600,000.00	

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$276,745.62 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$34,874.69 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$500.00 from the On-Site Wastewater Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$393,586.67 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:17:33 PM](#) Roland Kooch with Davenport & Company presented information concerning debt restructure for the County. Through research, it was found the best option at this time is to restructure the School debt. After discussion of the information presented by Mr. Kooch, Saltville District Supervisor Roscoe D. Call made a motion to allow the process of debt restructure to move forward, with assistance of the School Board. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:59:20 PM](#) Shannon Williams, 911 Coordinator presented FY2015 Aid to Localities as represented below. This will allow the County to receive funds for year 2015.



Commonwealth of Virginia  
Department of Fire Programs

## FY- 2015 FIRE PROGRAMS FUND DISBURSEMENT AGREEMENT

Statutory Authority: §38.2-401 of the Code of Virginia

This Agreement, made effective as of the 1<sup>st</sup> day of **July, 2014**, by the DEPARTMENT OF FIRE PROGRAMS (the "Agency") and the LOCALITY noted below (the "Receiving Locality"), governs the distribution and use of the Receiving Locality's annual entitlement from the Fire Programs Fund ("the Fund"), as provided for in §38.2-401 of the Code of Virginia as amended (the "Statute").

WHEREAS, the Statute in effect as of the date first written above is incorporated herein by reference; and

WHEREAS, the Receiving Locality is there by required to execute a "Fire Programs Fund Disbursement Agreement" and forward same to the Agency as a condition of receiving any allocation or disbursement from the Fund;

NOW, THEREFORE, in consideration of the foregoing and of the mutual covenants herein set forth, the parties hereto agree as follows:

**1. Representations of the Agency.** The Agency represents that the Agency is duly organized and the Executive Director duly appointed by the Governor and confirmed by the General Assembly as provided for by the *Code of Virginia*, and that the Executive Director or his designee is duly authorized to enter into this agreement.

**2. Representations of the Receiving Locality.** The Receiving Locality represents that (a) its authorized representative whose signature appears below has read and understands the referenced sections of the Statute and any Policies & Definitions adopted thereunder, (b) it agrees to comply with all applicable provisions of the Statute and any Policies & Definitions adopted thereunder, including the use of such funds and all reporting and audit requirements and (c) it is duly authorized to execute this Agreement and to perform its obligations hereunder and has taken all necessary action to authorize such execution and performance.

**3. Availability of Funds.** It is understood and agreed by the parties hereto that the AGENCY shall be bound hereunder only to the extent of the funds available or which may hereafter become available for the purposes of this Agreement.

**4. Merger; Severability; Governing Law.** This writing constitutes the entire Agreement between the parties, supersedes any existing agreement or understanding, oral or written, relative to the matters contained herein, and may be modified only in a writing executed by all parties hereto.

If any provision of this Agreement is determined to be invalid by a court of competent jurisdiction, it shall not render the remaining portions of this Agreement void or unenforceable. This Agreement shall in respects be governed by the laws of the Commonwealth of Virginia.

**5. Counterparts.** This Agreement may be executed in several counterparts, each of which shall be an original and all of which together shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have by their duly authorized representatives executed this Agreement effective as of the date first written above, intending to be bound thereby.

**Commonwealth of Virginia  
Department of Fire Programs**

BY:

**RECEIVING LOCALITY:**

County of Smyth

Name of Locality

BY:

Signature

Date

Michael Carter

Name

County Administrator

Title

(Non-P.O.)

Office  
Address:

121 Bagley Circle; Ste 100  
Marion, Va 24354

Mailing  
Address:

121 Bagley Circle; Ste 100  
Marion, Va 24354

E-mail  
Address:

mcarter@smythcounty.org

Telephone  
Number:

276-783-3298

6/2012

Page 2 of 2

[6:02:21 PM](#) Shannon Williams, 911 Coordinator presented information for the 2014FY Aid to Localities payments as presented below:

Agency	Disbursement Amount
Atkins Fire Department	\$2,104.67
Adwolfe Fire Department	\$2,104.67
Nebo Fire Department	\$2,104.67
Sugar Grove Fire Department	\$2,104.67
Chilhowie Fire Department	\$1,104.66
Saltville Fire Department	\$1,104.66

These disbursements total \$10,628.00.



Saltville District Supervisor Roscoe D. Call made a motion to approve the FY2014 Aid to Localities payments as presented. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:02:58 PM](#) Royal Oak District Supervisor G. Blake Frazier made a motion to add Lavonda Brickey, with the Mount Rogers Health District to the agenda. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:03:28 PM](#) Lavonda Brickey presented information on the Health Department's 2014 mobile rabies clinic. Each year, the County pays the advertising cost for the clinic out of the Animal Fund (003-091060) and last year's cost was \$150. The Health Department is requesting the Board's consideration to appropriate the money to cover this year's advertising costs. A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner, to approve and appropriate up to \$305.00 for advertising this year's mobile rabies clinic.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:06:43 PM](#) Commissioner of Revenue Jeff Richardson discussed the Personal Property Tax Relief Act (PPTRA). He noted the Board of Supervisors is required to establish the PPTRA tax relief rate to be applied to qualifying tax tickets each year. After discussion of the information presented by Mr. Richardson, Saltville District Supervisor Roscoe D. Call made a motion to set the PPTRA rate at 55% for 2014-2015 tax year. North Fork District Supervisor Ron C. Blevins seconded the motion.



After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:14:02 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called for a 10 minute recess.

[6:30:28 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called the meeting back to order.

[6:30:31 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to schedule a Public Hearing for the sale of Surplus Property the County owns in Brown's Subdivision, for September 9<sup>th</sup>, 2014 at 6:00 P.M. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:32:22 PM](#) Michelle Clayton, County Attorney presented information on the proposed amendment to Electronic Summons Systems Charges, as presented during a public hearing held on June 26, 2014. Mrs. Clayton stated the effective date needed to be changed to September 1, 2014, instead of August 15, 2014 as requested. Royal Oak District Supervisor G. Blake Frazier made a motion to adopt the proposed Electronic Summons Systems Charges for Smyth County, with change of effective date. Park District Supervisor M. Todd Dishner seconded the motion and the motion passed by the following vote:

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:33:30 PM](#) Michelle Clayton, County Attorney presented information on the proposed amendment to Chapter 23 (Finance and Taxation -Court Costs) of the Smyth County Code, as presented during a public hearing held on June 26, 2014. Mrs. Clayton stated the effective date needed to be changed to September 1, 2014, instead of August 15, 2014 as requested. Saltville District Supervisor Roscoe D. Call made a motion to approve the Court Costs changes as presented, with the effective date change. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:33:58 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to approve the Konnarock-Green Cove Community festival permit application for Sunday, September 21, 2014, 11 a.m. to 5 p.m. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call  
Rye Valley District Supervisor Rick K. Blevins and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:34:32 PM](#) The following is a Recommendation from the Planning Commission dated July 24, 2014:

Recommendation on the request of Kelly Richardson for Map Amendment (portion of Tax Map No. 67-A-1)

Commissioner Wayne Venable made a motion to recommend approval of Kelly Richardson's request for a Map Amendment to the Official Zoning Map of Smyth County, Virginia, from Agricultural/Rural to Commercial. Commissioner Robbie Doyle seconded the motion.

Vote: 7 yays Davidson, Wassum, Pugh, Harris, Doyle, Venable and Sparks

North Fork District Supervisor Ron C. Blevins made a motion to approve the Map Amendment as recommended from the Planning Commission. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,

Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None

[6:35:23 PM](#) Michelle Clayton, County Attorney presented information on the Subdivision Ordinance, as presented during a public hearing held on June 26, 2014. The Ordinance Committee of the Board has met, and reviewed the document. They recommend, with suggested changes the Subdivision Ordinance be approved as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:40:31 PM](#) Royal Oak District Supervisor G. Blake Frazier made a motion to appoint Josh Carter, with Family Preservation Services, 661 E. Main Street, Abingdon VA 24210, as the Private Provider Representative for the Community Policy Management Team. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:42:43 PM](#) Saltville District Supervisor Roscoe D. Call made a motion to appoint Kim Daugherty, P.O. Box 634, Chilhowie, VA, 24319 to the Board for Social Services as the representative for Chilhowie. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:43:33 PM](#) Saltville District Supervisor Roscoe D. Call made a motion to appoint Susan Bell, 531 Haynes Avenue, Chilhowie, VA, 24319 to the SWIFA Board. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:44:04 PM](#) Royal Oak District Supervisor G. Blake Frazier updated the Board concerning the Water/Sewer Committee. Mr. Frazier stated the committee's recommendation is to reject all bids concerning the Groseclose Sewer Project. He also stated that Scott Simpson, Assistant County Administrator will continue to apply for funding of this project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:54:03 PM](#) Nothing was discussed concerning old business.

[6:59:28 PM](#) Atkins District Supervisor J. Howard Burton made a motion to continue the meeting until Thursday, August 28, 2014 at 7:00 p.m. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

The Smyth County Board of Supervisors held its regular meeting at 7:00 p.m., **Thursday, August 28, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (5)

At 7:00 p.m. Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger; as well as the rules of procedure during public hearings.

**BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS AND  
SMYTH COUNTY PLANNING COMMISSION**

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, August 28, 2014, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

*An application from Edward and Bryan Stokes for a Special Use Permit to establish a Mini-Warehouse. The property is located behind 130 Plum Creek Road in Chilhowie. It is identified as Tax Map Nos. 53-2-13 and is zoned Agricultural/Rural.*

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

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact the Smyth County Building and Zoning Department at (276) 783-3298 ext. 8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator  
Normal K. Sparks, Chairman of the Planning Commission

No one chose to speak on this application.

Chairman Wade Blevins and Chairman Norman Sparks closed the joint public hearing at 7:10 p.m.

[7:11:15 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the meeting to order.

[7:11:22 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time. With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

[7:11:46 PM](#) It was moved by Royal Oak District Supervisor G. Blake Frazier to appropriate \$3060.00 from fund 760. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:12:47 PM](#) Michael Carter, County Administrator presented information from VDOT, concerning Deer Valley Road. Through research, VDOT has found that Deer Valley Road was left out of the original resolution. VDOT would like for Deer Valley Road be added to the Secondary System of State Highways maintained by them, as presented below.

#### RESOLUTION

WHEREAS, the Virginia Department of Transportation has provided this Board with a sketch dated 20 April 1995 depicting the additions and abandonments required in the Secondary System of State Highways as a result of Industrial Access Project 0792-086-231, N501 which sketch is hereby incorporated herein by reference,

WHEREAS, the new road serves the same citizens as those portions of old road identified to be abandoned and those segments no longer serve a public need, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Commissioner to abandon from the Secondary System of State Highways those portions of old road identified by the sketch and VDOT Form AM4.3 to be abandoned, pursuant to Section 33.1-155, Code of Virginia, and

BE IT FURTHER RESOLVED, this Board requests the Virginia Department of Transportation to add to the Secondary System of State Highways those portions of road identified by the sketch and VDOT Form AM4.3 to be added, pursuant to Section 33.1-221, Code of Virginia, and

BE IT FURTHER RESOLVED, this Board does hereby guarantee clear and unrestricted rights-of-way and any necessary easements for cuts, fills, and drainage for this street, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the local representative of the Virginia Department of Transportation

It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by North Fork District Supervisor Ron C. Blevins to approve the Resolution as presented by Mr. Carter for VDOT.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.



[7:15:18 PM](#) Arthur Barker, Grants Administrator for Smyth County Sheriff's Office presented information on the Highway Safety Grants through the Sheriff's Department. The request is for two (2) grants through the Virginia Department of Motor Vehicles in the amount of \$12,199.00. These grants require a local match of \$6,099.50 and will be used to enforce speed control for the County. The Sheriff's Office is asking the Board to approve the grant and the local proposed match.

Saltville District Supervisor Roscoe D. Call made a motion to approve the grant and local match as presented by Mr. Barker. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:17:11 PM](#) Ron Blevins, Chairman for the Board of Supervisor's Ordinance Committee made a recommendation to send Article 2 of Smyth County's Subdivision Ordinance back to the Planning Commission for them to identify the variation of Major/Minor Subdivision classification.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:19:45 PM](#) Rick Blevins, Chairman of the Board of Supervisor's Appointment Committee made a recommendation to appoint Michael Carter, County Administrator to the aCorridor Board.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:20:20 PM](#) Michael Carter, County Administrator gave the Board an update concerning the Vaco Annual Conference being held on November 9-11, 2014. Mr. Carter stated that three (3) rooms have been reserved and those interested in attending needed to notify the Administrator's Office by September 9<sup>th</sup>, 2014 meeting.

[7:24:51 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:37:01 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:37:59 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adjourn the meeting. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.



The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, September 9, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (5)

[4:02:12 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.3**; Discussion or consideration of the acquisition of real property for a public purpose and **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. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:07:14 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:08:43 PM](#) Lori Hester, Director of Community and Economic Development gave the invocation and Michael Carter, County Administrator led the Pledge of Allegiance.

[5:08:53 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,

Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:09:05 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to approve the minutes from the July 24th, 2014 meeting.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:09:32 PM](#) Financial Update-Michael Carter, County Administrator presented the Board with information on the current FY14-15 budget and a current month analysis for appropriations.

[5:16:23 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$1,343,440.66 from the General Fund. The following is an explanation of the appropriations approved:

General County	\$ 551,340.66
Social Services (September 10-September 30, 2014)	\$ 290,000.00
Payroll-Commonwealth's Attorney Office	\$2,100.00
Schools - Operating Fund	\$ 500,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,

Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$133.50 from the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Park District Supervisor M. Todd Dishner to appropriate \$312,856.26 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$62,005.55 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner

Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$289,580.64 from Fund 760.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$710,136.83 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:19:39 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time.



[5:22:32 PM](#) With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:22:53 PM](#) Billy Dungan, Smyth Wythe Airport Commission updated the Board concerning the Airport. Mr. Dungan stated the Airport Commission will start updating the Board of Supervisors concerning any new projects, and plans are for them to hold a meeting in the spring of each year for any feedback concerning the Airport each locality may have. He also informed the Board of the annual Fly In that is to be held on September 20, 2014.

[5:28:43 PM](#) Michelle Clayton, County Attorney gave the Board an update concerning the road project on Pear Street. Mrs. Clayton stated the first estimate from VDOT was too low, and there is a need of an additional \$7,000 for this project. Mrs. Clayton stated that at this time we are stepping back from the project due to funding issues.

[5:32:45 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to schedule a Joint Public Hearing with the Planning Commission concerning CPV, to consider an amendment to the Smyth County Comprehensive Plan and future Land Use Map to September 25, 2014 at 7:30 P.M. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:33:09 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the Appeal Hearing. Dennis Brown came forward and presented information for his appeal. Mr. Brown had requested a variance ordinance and the Planning Commission denied his request. Mr. Brown requested that if the appeal was denied by the Board of Supervisors, he would like a copy of the recreational deed laws, so he may move forward with selling this property as recreational. Norman Sparks, Chairman of Smyth County Planning Commission explained the reason for the Commission's decision. Chairman of the Board, Wade Blevins informed all that a decision on this matter will be made on September 25, 2014.

[5:38:27 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed the Appeal Hearing.

[5:39:53 PM](#) The following is a Recommendation from the Planning Commission dated August 29, 2014:

Recommendation from Planning Commission-Special Use Permit request from Edward and Bryan Stokes (portion of Tax Map No. 53-2-13)

Commissioner Graham Davidson made a motion to recommend approval of Edward and Bryan Stokes's request for a Special Use Permit to establish a mini-warehouse behind 130 Plum Creek Road in Chilhowie. Commissioner L.V. "Pokey" Harris seconded the motion.

Vote: 6 yays Davidson, Wassum, Pugh, Harris, Doyle, Venable and Sparks  
1 absent: Venable

Royal Oak District Supervisor G. Blake Frazier made a motion to approve the Special Use Permit for Edward and Bryan Stokes as recommended from the Planning Commission. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:41:06 PM](#) Michael Carter, County Administrator presented the 2016 Revenue Sharing Program through VDOT and asked members to present recommendations to him for VDOT to consider.

[5:42:17 PM](#) Michael Carter, County Administrator presented Budget Committee Recommendations. The county had solicited bids for a new copier to be housed in the Administration Office located within the County Building. The Budget Committee recommends rejecting all bids on the copier due to budgetary reasons.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

Mr. Carter then presented the Board with a recommendation concerning two (2) old Landfill sites. Adjoining property owners have expressed their interest in repairing of the fences on those properties. Bids have been received for this, with the lowest bid from L&L Fencing. The County is responsible to pay one half of the costs for the repair. The bid came in at a total of \$11,955.00, with ½ of the cost to the County of \$5,977.50. The Budget Committee recommends awarding the bid to L&L Fencing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:46:20 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to reschedule the Public Hearing for sale of County property in Brown's Subdivision to September 25, 2014 at 7:45 P.M. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:46:54 PM](#) Michael Carter, County Administrator updated the Board concerning audit services with Brown Edwards. Mr. Carter would like for the Board approve for Brown Edwards request to audit VRS information and allow him to sign the contract. Saltville District Supervisor Roscoe D. Call made a motion to allow Brown Edwards to audit VRS information and for Michael Carter to sign the contract. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:50:35 PM](#) Nothing was discussed concerning Old Business.

[5:54:17 PM](#) Saltville District Supervisor Roscoe D. Call made a motion to continue the meeting until Thursday, September 25, 2014 at 7:00 p.m. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

The Smyth County Board of Supervisors held its continued meeting at 7:00 p.m., **Thursday, September 25, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Vice Chair, Park District Supervisor M. Todd Dishner; Royal Oak District Supervisor G. Blake Frazier;

**STAFF:** County Administrator Michael Carter; Administrative Assistant Becca Marean; Assistant County Administrator Scott Simpson; Building & Zoning Administrator Clegg Williams; County Attorney Michelle Clayton; Administrative Assistant, Kelly Woods; Deputy Sheriff Michael Lowe

No citizens were present. Stephanie Porter-Nichols with the Smyth County News was present.

At 7:00 p.m. Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger; as well as the rules of procedure during public hearings.

**BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS AND  
SMYTH COUNTY PLANNING COMMISSION**

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, September 25, 2014, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

*An application from William R. Stevenson for a Special Use Permit for the expansion of a nonconforming use (manufactured home park) located behind 6275 Lee Highway and 6306 Mill Lane in Atkins. The property is identified as Tax Map No. 49-A-18 and is zoned Agricultural/Rural.*

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

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact the Smyth County Building and Zoning Department at (276) 706-8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator  
Norman K. Sparks, Chairman of the Planning Commission

No one chose to speak on this application.

Chairman Wade Blevins and Chairman Norman Sparks closed the joint public hearing at 7:23 p.m.

7:25:26 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the Board of Supervisors meeting to order.

7:25:37 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time. With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

7:25:52 PM It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier to approve the minutes from the August 12, 2014 and August 28, 2014 meetings.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

7:26:06 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$4,114,339.910 from the General Fund. The following is an explanation of the appropriations approved:

General County	\$ 654,339.90
Social Services (October 1-October 14, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,100,000.00

Governor's Opportunity Fund Incentive for MEC

\$300,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:29:12 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to approve and appropriate \$25,000.00 for the School Textbook Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to approve and appropriate \$500,000.00 for the School Construction Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.



It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$5,444.74 from the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:30:41 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., called for a recess.

[7:31:05 PM](#) Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint Public hearing to order. Mr. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger; as well as the rules of procedure during public hearings.

**SMYTH COUNTY BOARD OF SUPERVISORS  
AND SMYTH COUNTY PLANNING COMMISSION  
NOTICE OF JOINT PUBLIC HEARING  
TO CONSIDER AN AMENDMENT TO THE  
SMYTH COUNTY COMPREHENSIVE PLAN AND FUTURE LAND USE MAP**

Pursuant to Sections 15.2-2204, 15.2-2225 and 15.2-2229 of the Code of Virginia, 1950 as amended, the Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, September 25, 2014 at 7:30 P.M., or soon thereafter, to receive public input on an amendment to the Smyth County Comprehensive Plan and Future Land Use Map – Map 4.4.

The amendment is sought by Competitive Power Ventures Smyth Generation Company, LLC (“CPV”) to re-classify the property on Mulberry Lane in Atkins (Tax Map 48-A-45) now owned by the Smyth County Economic Development Authority as “Institutional/Public Service” rather than “Rural/Residential” in the comprehensive plan and future land use map. CPV has an option to purchase the land and a special use permit was approved by the Board of Supervisors on December 11, 2012 to establish an “Electric Generating Facility” on the site.

The joint 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. The draft amendment to the text and the map are available for inspection in the Smyth County Administrator's Office at the address given above during normal business hours and online at Smyth County's website: [www.smythcounty.org](http://www.smythcounty.org). All are encouraged to view the proposed amendment to the comprehensive plan and land use map and attend the public hearing. At the hearing, persons may make comments regarding the proposed Comprehensive Plan amendment, subject to the rules of procedures of the Smyth County Board of Supervisors and the Planning Commission of Smyth County. Questions regarding this proposed change should be directed to Clegg Williams, Zoning Administrator, by telephone at (276) 783-3298, Ext. 8315 or by e-mail at [zoning@smythcounty.org](mailto:zoning@smythcounty.org).

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

Done by order of the  
Smyth County Board of Supervisors - Michael L. Carter, County Administrator  
Smyth County Planning Commission - Norman Sparks, Chairman

[7:33:49 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to waive the reading of the rules for Public Hearings. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[7:34:05 PM](#) Gener Gotiangco with CPV was present to answer any questions concerning this project. Discussion continued.

[7:47:19 PM](#) No one chose to speak concerning this Public Hearing.

[7:47:31 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Chairman Norman Sparks closed the joint public hearing.

[7:59:00 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called the Board of Supervisors meeting back to order.

[7:59:30 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. opened the public hearing for sale of County property located in Brown's Subdivision. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

**Public Hearing  
County Sealed Bid Sale of 12.83 Acres in Brown's Subdivision**

Pursuant to §15.2-1800(B) of the Code of Virginia, (1950), as amended, the Smyth County Board of Supervisors will hold a public hearing on Thursday, September 25, 2014 at 7:45 p.m. or shortly thereafter, in the regular meeting room for the Board of Supervisors, 121 Bagley Circle, Marion, Virginia, to hear comments in opposition or in favor of the Board's proposed sealed bids sale of one (1) parcel of property, as Smyth County no longer has any need for the property; the public interest does not require the continued ownership of the property; and all public interest in the property is vacated. The property is:

Approximately 12.83 acres in Brown's Subdivision, Marion, VA 24354, Tax Map Number 55-A-23. Information about the property will be on file at the Smyth County Administrator's Office, 121 Bagley Circle, Marion, Virginia and can be viewed between the hours of 8:00 am and 5:00 pm, Monday through Friday. The sealed bids will be opened in the Board of Supervisors meeting room on Friday, October 24, 2014 at 4:00 p.m.

This conveyance is made subject to the reservations, restrictions, conditions and easements of record in the chain of title.

TERMS: 10% down may be required with the remainder due at closing within 20 days of the opening of sealed bids on Friday, October 24, 2014. For more information, contact Michelle Clayton, County Attorney, at (276) 783-3298 x 8311.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, ADA Coordinator for Smyth County, at (276) 783-3298 x 8315 at least forty eight (48) hours prior to the public hearing.

By order of the Smyth County Board of Supervisors  
Michael L. Carter, County Administrator

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of rules concerning Public Hearings. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

8:08:23 PM With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing.

8:08:27 PM North Fork District Supervisor Ron C. Blevins made a motion to schedule a Public Hearing for the final approval of the Boundary Line Adjustment to October 14, 2014 at 5:30 P.M. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

8:08:56 PM North Fork District Supervisor Ron C. Blevins presented a Resolution for Illegal Immigrants in the County that he would like for the Board to consider adopting. After discussion, Atkins District Supervisor J. Howard Burton made a motion to table this resolution. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:16:57 PM](#) Michael Carter, County Administrator presented information to the Board concerning a conservation easement being requested by Bryan Stokes. The property is located near the Chilhowie Town Limits. The Board discussed the matter and chose to not take any action concerning the easement request.

[8:45:38 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to not hear the variance request concerning Big Horne Estates, which was heard during an appeal hearing held on September 9, 2014. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[8:52:22 PM](#) Nothing was discussed concerning old business.

[8:52:46 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adjourn the meeting. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton, and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

## Board of Supervisors Meeting Minutes

October 14, 2014

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, October 14, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (5)

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Atkins District Supervisor J. Howard Burton (2)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director of Community & Economic Development Lori Hester (5)

[4:01:06 PM](#) A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under 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.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

[4:12:31 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Rye Valley District Supervisor Rick K. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

### **RESOLUTION CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.



Board of Supervisors Meeting Minutes  
October 14, 2014

[5:01:19 PM](#) Lori Hester, Director of Community and Economic Development gave the invocation and Michael Carter, County Administrator led the Pledge of Allegiance.

[5:02:49 PM](#) A motion was made by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

[5:03:16 PM](#) Financial Update-Michael Carter, County Administrator presented the Board with information on the current FY14-15 budget and a current month analysis for appropriations.

[5:11:41 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$3,331,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County	\$ 2,436,000.00
Social Services (October 15-October 31, 2014)	\$ 285,000.00
Schools - Operating Fund	\$ 400,000.00
School Debt and Capital Outlay Fund	\$210,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$25,000.00 from the School Textbook Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$1,132.62 from the Animal Damage Fund.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$5,615.75 from the EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$229,558.06 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins,

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$5,745.00 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and

Board of Supervisors Meeting Minutes  
October 14, 2014

Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$1,629.12 from Fund 760.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$2,234,286.81 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

5:16:40 PM Vice-Chair, Park District Supervisor M. Todd Dishner opened citizen's time. Wilson Leonard, Chairman of the Mtn. Empire Airport Commission presented the Board with a brief update on what is happening at the airport. Mr. Wilson stated the Commission has adopted a young people's group, the Sea Cadets Battalion. He also stated the airport had raised fuel prices and hanger rent, and this will increase income from outside funds and the airport will not have to depend on as much funding from localities. All of these changes came from Wythe Counties concerns regarding their recent consideration of pulling their funding to the airport. Mr. Leonard will be retiring in December and has given Mr. Carter a recommendation to replace him on the commission.

5:26:27 PM With no one else wishing to speak, Vice-Chair, Park District Supervisor M. Todd Dishner closed citizens time.

5:26:43 PM Michael Carter, County Administrator brought forward a recommendation from the Budget Committee to transfer \$800.00 from line item #001-012150-1001 to line item #001-012010-9005.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,

Board of Supervisors Meeting Minutes  
October 14, 2014

Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

5:28:48 PM Rye Valley District Supervisor Rick K. Blevins made a recommendation to appoint Donald Bowman to the Rye Valley Water Authority. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

5:29:27 PM Michael Carter, County Administrator reminded the Board to send recommendations to him concerning the Revenue Sharing Projects for VDOT.

5:31:15 PM M. Todd Dishner, Vice-Chair called the Public hearing to order concerning the Boundary Line Adjustment. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger.

**NOTICE OF PUBLIC HEARING  
COUNTY OF SMYTH – TOWN OF MARION  
VOLUNTARY SETTLEMENT AGREEMENT  
AND BOUNDARY LINE ADJUSTMENT**

Pursuant to §15.2-3400 of the Code of Virginia, (1950), as amended, the Smyth County Board of Supervisors will conduct a public hearing on Tuesday, October 14, 2014 at 5:30 p.m. or shortly thereafter, in the Board of Supervisors meeting room, 121 Bagley Circle, Marion, Virginia, to consider an ordinance to approve the County of Smyth and Town of Marion, Virginia voluntary settlement agreement or modified agreement acceptable to all parties. A copy of the voluntary settlement agreement between the two jurisdictions, a map of the area proposed for annexation and other material and data is on file at the Office of the Clerk of the Smyth County Circuit Court located at 109 West Main Street, Room 144, Marion, Virginia and at the Smyth County Administrators Office, 121 Bagley Circle, Marion, Virginia, and can be viewed between the hours of 8:30 am and 5:00 pm, Monday through Friday.

The proposed agreement provides for the immediate incorporation of approximately 409 acres of territory into the Town of Marion and the potential incorporation of approximately 100 additional acres into the Town in the future; for the waiver by the Town of certain annexation and city status rights; for the sharing of Town and County revenues generated from certain areas proposed for annexation; for the conveyance of certain real estate and water rights on property owned by the Town; and for other matters.

Board of Supervisors Meeting Minutes

October 14, 2014

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, ADA Coordinator for Smyth County, at (276) 783-3298 x 8315 at least forty eight (48) hours prior to the public hearing.

By order of the Smyth County Board of Supervisors  
Michael L. Carter, County Administrator

North Fork District Supervisor Ron C. Blevins made a motion to waive the reading of the rules for Public Hearings. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

No one signed up to speak concerning the Public Hearing. Michelle Clayton, County Attorney recommended withholding the vote for this until October 28<sup>th</sup>, 2014 meeting. Bill Rush, Town of Marion, thanked the Board for their cooperation.

[5:36:28 PM](#) Vice-Chair, Park District Supervisor M. Todd Dishner closed the Public Hearing.

[5:36:37 PM](#) David Rose with Davenport & Company presented information concerning the VPSA Two Part Plan of Finance for Smyth County. Discussion continued on this item, with several members asking questions throughout the presentation.

[5:54:39 PM](#) Royal Oak District Supervisor G. Blake Frazier made a motion to approve the resolution for the VPSA Bond restructure and allow Michael Carter, County Administrator to sign. North Fork District Supervisor Ron C. Blevins seconded the motion.

**RESOLUTION AUTHORIZING THE ISSUANCE OF A NOT TO EXCEED  
\$13,275,000 GENERAL OBLIGATION SCHOOL BOND OF  
SMYTH COUNTY, VIRGINIA, TO BE SOLD TO THE  
VIRGINIA PUBLIC SCHOOL AUTHORITY AND PROVIDING  
FOR THE FORM AND DETAILS THEREOF**

**WHEREAS**, the Board of Supervisors (the "Board") of Smyth County, Virginia (the "County"), has determined that it is necessary and expedient to borrow an amount not to exceed \$13,275,000 and to issue its general obligation school bond (as more specifically defined below, the "Local School Bond") for the purpose of refunding or refinancing certain outstanding Literary Fund Loans and the County's General Obligation Literary Loan Anticipation Notes, Series 2011B (the "Prior Obligations") issued to finance various capital projects for public school purposes;

**WHEREAS**, the refunding or refinancing of certain outstanding Literary Fund Loans is referred to in this Resolution as the "Restructuring."

**WHEREAS**, the School Board of the County has, by resolution, requested the Board to issue the Local School Bond and has consented to the issuance of the Local School Bond;

**WHEREAS**, pursuant to Section 15.2-2643, Code of Virginia 1950, as amended (the "Virginia Code") no public hearing is required in connection with the issuance of the Local School Bond;

**WHEREAS**, Virginia Public School Authority ("VPSA") has offered to purchase the Local School Bond along with the local school bonds of certain other localities with a portion of the proceeds of certain bonds to be issued by VPSA in the fall of 2014 (the "VPSA Bonds");

**WHEREAS**, the Bond Sale Agreement (as defined below) shall indicate an amount of proceeds requested of \$12,220,000, or such other amount as may be subsequently requested by the County Administrator (the "Proceeds Requested"), subject to the parameters set forth in this Resolution, from VPSA in connection with the sale of the Local School Bond;

**WHEREAS**, VPSA's objective is to pay the County a purchase price for the Local School Bond which, in VPSA's judgment, reflects the Local School Bond's market value (the "VPSA Purchase Price Objective"), taking into consideration such factors as the amortization schedule the County has requested for the Local School Bond relative to the amortization schedules requested by other localities, the purchase price to be received by VPSA from the sale of the VPSA Bonds and other market conditions relating to the sale of the VPSA Bonds; and

**WHEREAS**, such factors may result in requiring the County to accept a discount, given the VPSA Purchase Price Objective and market conditions, under which circumstances the proceeds from the sale of the Local School Bond received by the County may be less than the Proceeds Requested.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF SMYTH COUNTY, VIRGINIA:**

**Authorization of Local School Bond and Use of Proceeds.** The Board hereby determines that it is advisable to contract a debt and issue and sell its general obligation school bond in an aggregate principal amount not to exceed \$13,275,000 (the "Local School Bond") for the purpose of refunding the Prior Obligations. The Board hereby authorizes the issuance and sale of the Local School Bond in the form and upon the terms established pursuant to this Resolution.

**Sale of the Local School Bond.** The sale of the Local School Bond, within the parameters set forth in paragraph 4 of this Resolution, to VPSA is authorized. Given the VPSA Purchase Price Objective and market conditions, the County acknowledges that the limitation on the maximum principal amount on the Local School Bond set forth in paragraph 1 of this Resolution may restrict VPSA's ability to generate the Proceeds Requested, however, the Local School Bond may not be sold for a purchase price less than 95% of the Proceeds Requested. The Chairman of the Board, the County Administrator, or either of them (each a "Delegate") and such other officer or officers of the County as either may designate are hereby authorized and directed to enter into an agreement with VPSA providing for the sale of the Local School Bond to VPSA (the "Bond Sale Agreement"). The Bond Sale Agreement shall be in substantially the form submitted to the Board at this meeting, which form is hereby approved.

**Details of the Local School Bond.** The Local School Bond shall be dated 16 days prior to the date of its issuance and delivery or such other date designated by VPSA; shall be designated "General Obligation School Bond, Series 2014"; shall bear interest from its dated date payable semi-annually on each January 15 and July 15 beginning July 15, 2015 (each an "Interest Payment Date"), at the rates established in accordance with paragraph 4 of this Resolution; and shall mature on July 15 in the years (each a "Principal Payment Date") and in the amounts acceptable to a Delegate (the "Principal Installments"), subject to the provisions of paragraph 4 of this Resolution.

**Interest Rates and Principal Installments.** Each Delegate is hereby authorized and directed to accept the interest rates on the Local School Bond established by VPSA, provided that each interest

Board of Supervisors Meeting Minutes  
October 14, 2014

rate shall be five one-hundredths of one percent (0.05%) over the interest rate to be paid by VPSA for the corresponding principal payment date of the VPSA Bonds, a portion of the proceeds of which will be used to purchase the Local School Bond, and provided further that the true interest cost of the Local School Bond does not exceed five and fifty one-hundredths percent (5.50%). The Interest Payment Dates and the Principal Installments are subject to change at the request of VPSA. Each Delegate is hereby authorized and directed to accept changes in the Interest Payment Dates and the Principal Installments at the request of VPSA based on the final term to maturity of the VPSA Bonds, requirements imposed on VPSA by the nationally-recognized rating agencies and the final principal amount of the Local School Bond; provided, however, that the principal amount of the Local School Bond shall not exceed the amount authorized by this Resolution, the net present value cost of the Restructuring calculated by using the "all-in" cost of the Restructuring as the discount rate shall not exceed 4% of the principal amount of Prior Obligations refinanced by the Restructuring, and the final maturity of the Local School Bond shall not exceed 25 years from the date of the issuance and delivery of the Local School Bond. The execution and delivery of the Local School Bond as described in paragraph 8 hereof shall conclusively evidence the approval and acceptance of all of the details of the Local School Bond by the Delegate as authorized by this Resolution.

**Form of the Local School Bond.** The Local School Bond shall be initially in the form of a single, temporary typewritten bond substantially in the form attached hereto as Exhibit A.

**Payment; Paying Agent and Bond Registrar.** The following provisions shall apply to the Local School Bond:

For as long as VPSA is the registered owner of the Local School Bond, all payments of principal, premium, if any, and interest on the Local School Bond shall be made in immediately available funds to VPSA at, or before 11:00 a.m. on the applicable Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption, or if such date is not a business day for Virginia banks or for the Commonwealth of Virginia, then at or before 11:00 a.m. on the business day next succeeding such Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption.

All overdue payments of principal and, to the extent permitted by law, interest shall bear interest at the applicable interest rate or rates on the Local School Bond.

U.S. Bank National Association, Richmond, Virginia, is designated as Bond Registrar and Paying Agent for the Local School Bond.

**Prepayment or Redemption.** The Principal Installments of the Local School Bond held by VPSA coming due on or before July 15, 2024, and the definitive bond for which the Local School Bond held by VPSA may be exchanged that mature on or before July 15, 2024, are not subject to prepayment or redemption prior to their stated maturities. The Principal Installments of the Local School Bond held by VPSA coming due on or after July 15, 2025, and the definitive bond(s) for which the Local School Bond held by VPSA may be exchanged that mature on or after July 15, 2025, are subject to prepayment or redemption at the option of the County prior to their stated maturities in whole or in part, on any date on or after July 15, 2024, upon payment of the prepayment or redemption prices (expressed as percentages of Principal Installments to be prepaid or the principal amount of the Local School Bond to be redeemed) set forth below plus accrued interest to the date set for prepayment or redemption:

<b><u>Dates</u></b>	<b><u>Prices</u></b>
July 15, 2024 through July 14, 2025	101%
July 15, 2025 through July 14, 2026	100½%
July 15, 2026 and thereafter	100%



Provided, however, that the Local School Bond shall not be subject to prepayment or redemption prior to their stated maturities as described above without first obtaining the written consent of VPSA or other registered owner of the Local School Bond. Notice of any such prepayment or redemption shall be given by the Bond Registrar to VPSA or other registered owner by registered mail not more than ninety (90) and not less than sixty (60) days before the date fixed for prepayment or redemption.

If VPSA refunds the VPSA Bonds in the future and such refunding causes the Local School Bond to be deemed refunded, the prepayment or redemption of the Local School Bond will be subject to VPSA approval and subject to similar prepayment or redemption provisions as set forth above that correspond to the call period of the VPSA bonds issued in part to refund the Local School Bond.

**Execution of the Local School Bond.** The Chairman or Vice Chairman and the Clerk or any Deputy Clerk of the Board are authorized and directed to execute and deliver the Local School Bond and to affix the seal of the County thereto.

**Pledge of Full Faith and Credit.** For the prompt payment of the principal of, premium, if any, and the interest on the Local School Bond as the same shall become due, the full faith and credit of the County are hereby irrevocably pledged, and in each year while any portion of the Local School Bond shall be outstanding there shall be levied and collected in accordance with law an annual ad valorem tax upon all taxable property in the County subject to local taxation sufficient in amount to provide for the payment of the principal of and premium, if any, and the interest on the Local School Bond as such principal, premium, if any, and interest shall become due, which tax shall be without limitation as to rate or amount and in addition to all other taxes authorized to be levied in the County to the extent other funds of the County are not lawfully available and appropriated for such purpose.

**Use of Proceeds Certificate and Tax Compliance Agreement.** The Chairman of the Board, the County Administrator and such other officer or officers of the County or the School Board as either may designate are hereby authorized and directed to execute and deliver on behalf of the County a Use of Proceeds Certificate and Tax Compliance Agreement (the "Tax Compliance Agreement") setting forth the expected use and investment of the proceeds of the Local School Bond and containing such covenants as may be necessary in order to show compliance with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and applicable regulations relating to the exclusion from gross income of interest on the VPSA Bonds. The Board covenants on behalf of the County that (i) the proceeds from the issuance and sale of the Local School Bond will be invested and expended as set forth in such Tax Compliance Agreement and that the County shall comply with the other covenants and representations contained therein and (ii) the County shall comply with the provisions of the Code so that interest on the VPSA Bonds will remain excludable from gross income for federal income tax purposes.

**State Non-Arbitrage Program; Proceeds Agreement.** The Board hereby determines that it is in the best interests of the County to authorize and direct the County Treasurer to participate in the State Non-Arbitrage Program in connection with the Local School Bond. The Chairman of the Board, the County Administrator and such officer or officers of the County as either may designate are hereby authorized and directed to execute and deliver a Proceeds Agreement with respect to the deposit and investment of proceeds of the Local School Bond by and among the County, the other participants in the sale of the VPSA Bonds, VPSA, the investment manager and the depository, substantially in the form submitted to the Board at this meeting, which form is hereby approved.

**Continuing Disclosure Agreement.** The Chairman of the Board, the County Administrator and such other officer or officers of the County as either may designate are hereby authorized and directed to execute a Continuing Disclosure Agreement, as set forth in Appendix D to the Bond Sale Agreement, setting forth the reports and notices to be filed by the County and containing such covenants as may be necessary in order to show compliance with the provisions of the Securities and Exchange Commission Rule 15c2-12, under the Securities Exchange Act of 1934, as amended, and directed to make all filings

required by Section 3 of the Bond Sale Agreement should the County be determined by VPSA to be a Material Obligated Person (as defined in the Bond Sale Agreement).

**Refunding.** (a) The Board hereby acknowledges that VPSA may issue refunding bonds to refund any bonds previously issued by VPSA, including the VPSA Bonds issued to purchase the Local School Bond, and that the purpose of such refunding bonds would be to enable VPSA to pass on annual debt service savings to the local issuers, including the County. Each of the Delegates is authorized to execute and deliver to VPSA such along to the Local School Bond, revised debt service schedule, IRS Form 8038-G or such other documents reasonably deemed necessary by VPSA and VPSA's bond counsel to be necessary to reflect and facilitate the refunding of the Local School Bond and the allocation of the annual debt service savings to the County by VPSA. The Clerk to the Board of Supervisors is authorized to affix the County's seal on any such documents and attest or countersign the same.

(b) The Board hereby authorizes and directs the County Administrator and the Chairman, either of whom may act, to exercise their discretion in determining whether or not to refund all or any portion of the Prior Obligations and in selecting the particular portions, if any, of the Prior Obligations to be refunded.

(a) The Board hereby authorizes and directs the County Administrator and the Chairman, either of whom may act, to cause each portion of the Prior Obligations selected for refunding under subparagraph (a) above to be called for optional redemption on its earliest optional redemption date required under applicable federal tax law. The redemption proceedings, including the giving of redemption notices to the holders of the refunded Prior Obligations, shall be done pursuant to the terms of the Prior Obligations.

**Filing of Resolution.** The appropriate officers or agents of the County are hereby authorized and directed to cause a certified copy of this Resolution to be filed with the Circuit Court of the County.

**Election to Proceed under Public Finance Act.** In accordance with Section 15.2-2601 of the Virginia Code, the Board elects to issue the Local School Bond pursuant to the provisions of the Public Finance Act of 1991, Chapter 26 of Title 15.2 of the Virginia Code.

**Further Actions.** The members of the Board and all officers, employees and agents of the County are hereby authorized to take such action as they or any one of them may consider necessary or desirable in connection with the issuance and sale of the Local School Bond and otherwise in furtherance of this Resolution and any such action previously taken is hereby ratified and confirmed.

**Effective Date.** This Resolution shall take effect immediately.

\* \* \*

The undersigned Clerk of the Board of Supervisors of Smyth County, Virginia, hereby certifies that the foregoing constitutes a true and correct extract from the minutes of a meeting of the Board of Supervisors held on October 14, 2014, and of the whole thereof so far as applicable to the matters referred to in such extract. I hereby further certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing resolution, a quorum was present. Members present at the meeting were: \_\_\_\_\_. Members absent from the meeting were: \_\_\_\_\_. Members voting in favor of the foregoing resolution were: \_\_\_\_\_. Members voting against the foregoing resolution were: \_\_\_\_\_. Members abstaining from voting on the foregoing resolution were: \_\_\_\_\_.

**WITNESS MY HAND** and the seal of the Board of Supervisors of Smyth County, Virginia, this 14<sup>th</sup> day of October, 2014.

---

Clerk, Board of Supervisors of Smyth County,  
Virginia

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

5:56:48 PM Rye Valley District Supervisor Rick K. Blevins made a motion to approve the Bond Sale Agreement as shown below and allow Michael Carter, County Administrator to sign. North Fork District Supervisor Ron C. Blevins seconded the motion.

#### **VIRGINIA PUBLIC SCHOOL AUTHORITY**

##### **BOND SALE AGREEMENT**

Name of County, City or Town (the "Locality"): County of Smyth, Virginia

VPSA Sale Date: Expected to be on or about October 29, 2014

Closing Date: Expected to be on or about November 20, 2014

Proceeds Requested: \$12,220,000

Maximum Authorized Par Amount: \$13,275,000

Amortization Period:

Please specify your preferred amortization schedule  
(*check one preference*):

Number of Years of Principal Amortization:  
20 years, beginning (*Check requested date*):

- ☐ Level Debt Service  
☐ Level Principal  
☒ Other (attach proposed amortization  
structure)\*

- ☒ July 15, 2015  
☐ July 15, 2016  
☐ Other

\* See attached Exhibit A.

\*\*\*\*\*

Virginia Public School Authority ("VPSA") hereby offers to purchase, solely from the proceeds of VPSA's 2014 Fall Pool Bonds (the "VPSA Bonds"), your general obligation school bond ("local school bond") at a price, determined by VPSA to be within the parameters set forth in your local resolution (as defined below) that, subject to VPSA's *purchase price objective* and

market conditions described below, is substantially equal to your Proceeds Requested set forth above (as authorized by your local resolution). The sale date of the VPSA Bonds is tentatively scheduled for the week of October 27, 2014 but may occur, subject to market conditions, at any time between October 27, 2014 and December 31, 2014 (the "VPSA Sale Date"). You acknowledge that VPSA has advised you that its objective is to pay you a purchase price for your local school bond which in VPSA's judgment reflects its market value ("*purchase price objective*") taking into consideration such factors as the amortization schedule you have requested for your local school bond (as set forth above) relative to the amortization schedules requested by the other localities for their respective bonds, the purchase price received by VPSA for the VPSA Bonds and other market conditions relating to the sale of the VPSA Bonds. You further acknowledge that VPSA has advised you that such factors may result in your local school bond having a value other than par and that in order to receive an amount of proceeds that is substantially equal to your Proceeds Requested, you may need to issue your local school bond with a par amount that is greater or less than your Proceeds Requested. You, at the request of VPSA, agree to issue your local school bond in a par amount not in excess of the Maximum Authorized Par Amount to provide, to the fullest extent practicable given VPSA's *purchase price objective*, a purchase price for your local school bond and a proceeds amount that is substantially equal to your Proceeds Requested. You acknowledge that the purchase price for your local school bond will be less than the Proceeds Requested should the Maximum Authorized Par Amount be insufficient, based upon VPSA's *purchase price objective*, to generate an amount of proceeds substantially equal to your Proceeds Requested.

You represent that on or before October 20, 2014, your local governing body will have duly authorized the issuance of your local school bond by adopting a resolution in substantially the form attached hereto as **Appendix B** (the "local resolution") and that your local school bond will be in the form set forth in the local resolution. Any changes that you or your counsel wish to make to the form of the local resolution and/or your local school bond must be approved by VPSA prior to adoption of the local resolution by your local governing body.

You represent that the information provided in your VPSA financing application under the Section entitled "Tax Matters," together with all attachments to such responses and supplemental and/or amendatory letters and information, is, [except to the extent modified by the representations contained in Schedule I hereto]<sup>1</sup>, true, accurate and complete on the date hereof and there are no facts or circumstances that would cause such information to be materially inaccurate or incomplete.

You hereby covenant that you will comply with and carry out all of the provisions of the Continuing Disclosure Agreement in the form attached hereto as **Appendix D**, which agreement is hereby incorporated by reference herein and expressly made a part hereof for all purposes. VPSA has defined a Material Obligated Person ("MOP") for purposes of the Continuing Disclosure Agreement as any Local Issuer (as defined therein) the principal amount of whose local school bond(s) pledged under VPSA's 1997 Resolution comprises more than 10% of the total principal amount of all bonds of VPSA outstanding under the 1997 Resolution. MOP status with respect to the VPSA Bonds will be determined by comparing the principal amount of your local school bond(s) to the principal amount of the bonds outstanding under the 1997 Resolution. MOP status for future VPSA bonds issued under the 1997 Resolution will be determined by adding the principal amount of your local school bond(s) to be sold to VPSA and the principal amount of your local school bond(s) previously sold to VPSA and pledged under VPSA's 1997 Resolution and measuring the total against 10% of the face value of all bonds of VPSA outstanding as of a bond closing date under VPSA's 1997 Resolution. If you are or may be a MOP with respect to

---

<sup>1</sup> *To the extent any information in the financing application has changed, please provide a revised application that clearly indicates the updated information.*

the VPSA Bonds, VPSA will require that you file all the information described in the following paragraph prior to VPSA's distribution of its Preliminary Official Statement, currently scheduled for the week of October 20, 2014.

You acknowledge that if you are, or in the sole judgment of VPSA may be, a MOP following the issuance of your local school bond that is the subject of this Bond Sale Agreement, VPSA will include by specific reference in its Preliminary Official Statements and final Official Statements (for this sale and, if you remain a MOP or become a MOP again after ceasing to be a MOP, for all applicable future sales) the information respecting you ("Your Information") that is on file with the Municipal Securities Rulemaking Board (the "MSRB") through its Electronic Municipal Market Access System. Accordingly, if VPSA has determined that you are at any time a MOP (I) following the delivery of your local school bond to VPSA in connection with this sale, or (II) during the course of any future sale, whether or not you are a participant in such sale, you hereby represent and covenant to VPSA that you will file such additional information, if any, as is required so that Your Information, as of each of (I)(A) the date of VPSA's applicable Preliminary Official Statement (in the case of this sale, expected to be October 21, 2014), (B) the date of VPSA's applicable final Official Statement (in the case of this sale, expected to be October 29, 2014) and (C) the date of delivery of VPSA's Bonds (in the case of this sale, expected to be November 20, 2014) and (II) such other dates associated with future sales as VPSA may specify to you, will be true and correct and will not contain any untrue statement of a material fact or omit to state a material fact which should be included in Your Information for the purpose for which it is included by specific reference in VPSA's official statement or which is necessary to make the statements contained in such information, in light of the circumstances under which they were made, not misleading. You further agree to furnish to VPSA a copy of all filings related to your local school bond(s) you make with the MSRB subsequent to the date of this Agreement. Such copy will be furnished to VPSA on or before the day that any such filing is made.<sup>2</sup>

VPSA will advise you in writing within 60 days after the end of each fiscal year if you were a MOP as of the end of such fiscal year. Upon written request, VPSA will also advise you of your status as a MOP as of any other date. You hereby covenant that you will provide the certificate described in clause (e) of Section 4 below if VPSA includes Your Information by specific reference in its disclosure documents in connection with this sale or any future sale, whether or not you are a participant in such sale.

VPSA's commitment to purchase your local school bond is contingent upon (I) VPSA's receipt on the Closing Date of (a) your local school bond which shall include and otherwise meet the Standard Terms and Conditions contained in **Appendix A** hereto, (b) certified copies of the local resolution (see **Appendix B** attached hereto) and the school board resolution, if applicable (see **Appendix C** attached hereto), (c) an executed agreement, among VPSA, you and the other, if applicable, local units simultaneously selling their bonds to VPSA, the depository and the investment manager for the State Non-Arbitrage Program® ("SNAP®"), providing for the custody, investment and disbursement of the proceeds of your bonds and the other general obligation school bonds, and the payment by you and the other local units of the allocable, associated costs of compliance with the Internal Revenue Code of 1986, as amended, and any costs incurred in connection with your participation in SNAP® (the "Proceeds Agreement"), (d) an executed copy of a Use of Proceeds Certificate and Tax Compliance Agreement (the "Tax Compliance Agreement") in the form provided by VPSA's bond counsel, (e) if you are a MOP and VPSA has included by specific reference Your Information into VPSA's Preliminary and final Official Statement, your certificate dated the

---

<sup>2</sup> *To provide you some perspective on this requirement, as of June 30, 2014, VPSA would have had to have pledged under its 1997 Resolution approximately \$271 million of your bonds for you to have been designated a MOP.*

date of the delivery of the VPSA Bonds to the effect that (i) Your Information was as of the date of VPSA's Preliminary and final Official Statements, and is as of the date of the certificate which shall be dated the closing date, true and correct and did not and does not contain an untrue statement of a material fact or omit to state a material fact which should be included in Your Information for the purpose for which it is included by specific reference in VPSA's Official Statements or which is necessary to make the statements contained in such information, in light of the circumstances under which they were made, not misleading, and (ii) you have complied with your undertakings regarding the amendments adopted on November 10, 1994 to Rule 15c2-12 under the Securities Exchange Act of 1934, as amended, for the preceding five years, (f) an approving legal opinion from your bond counsel in form satisfactory to VPSA as to (1) the validity of your local school bond, (2) the current and expected use of the proceeds of your local school bond and the financed property by the Locality and the School Board of the Locality will not result in the local school bond being considered a "private activity bond" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended, (3) the conformity of the terms and provisions of your local school bond to the requirements of this Bond Sale Agreement including the appendices attached hereto, and (4) the due authorization, execution and delivery of this Bond Sale Agreement, Continuing Disclosure Agreement, the Tax Compliance Agreement and the Proceeds Agreement, and the validity of the Continuing Disclosure Agreement, the Tax Compliance Agreement and the Proceeds Agreement, (g) a transcript of the other customary closing documents not listed above, and (i) the proceeds of the VPSA Bonds, (II) if you will be using the proceeds of your local school bond to retire a bond anticipation note, certificate of participation or other form of financing (the "Refunded Debt"), receipt by VPSA of (a) an opinion of your bond counsel that, as of the Closing Date, the Refunded Debt will have been paid in full or defeased according to the provisions of the instrument authorizing the Refunded Debt (in rendering such opinion bond counsel may rely on a letter or certificate of an accounting or financial professional as to any mathematical computations necessary for the basis for such opinion) and (b) an executed copy of the escrow deposit agreement/letter of instruction providing for the retirement of the Refunded Debt and (III) your compliance with the terms of this Bond Sale Agreement. One complete original transcript of the documents listed above shall be provided by your counsel to McGuireWoods LLP, bond counsel to VPSA, on the Closing Date or, with VPSA's permission, as soon as practicable thereafter but in no event more than thirty (30) business days after the Closing Date.

Subject to the conditions described in Section 4 hereto, this Bond Sale Agreement shall become binding as of the later of the VPSA Sale Date and the date you execute this Bond Sale Agreement.

Dated as of October 20, 2014

**VIRGINIA PUBLIC SCHOOL AUTHORITY COUNTY OF SMYTH, VIRGINIA**

By: \_\_\_\_\_ By: \_\_\_\_\_  
Authorized VPSA Representative Name: Michael Carter  
Title: County Administrator

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

[5:58:19 PM](#) Planning Commission Recommendations dated September 29, 2014.

Commissioner Robbie Doyle made a motion to recommend approval of William R. Stevenson's request for a Special Use Permit to expand a non-conforming use (Manufactured Home Park in the A/R District) behind 6275 Lee Hwy and 6306 Mill Lane in Atkins. Commissioner Joel Pugh seconded the motion.

Vote: 5 yays Sparks, Doyle, Pugh, Venable and Davidson  
2 Absent Wassum and Harris

Royal Oak District Supervisor G. Blake Frazier made a motion to approve the recommendation as presented by the Planning Commission. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., Atkins District Supervisor J. Howard Burton

Commissioner Wayne Venable made a motion to recommend amending the text and future land use map to the adopted 2013 Comprehensive Plan as follows. Commissioner Robbie Doyle seconded the motion.

**Proposed Text Amendment:**

☒ Institutional/Public Service Land Uses This land use category on the future land



use map includes a number of different types of land uses such as the county waste transfer station and former landfill property, the Game and Inland fisheries property on Route 16 South, school properties such as the Smyth Career and Technology Center at Seven Mile Ford, and the major AEP substation and adjacent proposed power plant site at Broadford and the proposed power plant site on Mulberry Lane. This is a miscellaneous land use category, but it is important to show on the future land use map due to the importance of these types of land uses for the county's future.

Vote: 5 yays Sparks, Doyle, Pugh, Venable and Davidson  
2 Absent Wassum and Harris

Royal Oak District Supervisor G. Blake Frazier made a motion to approve the recommendation as presented by the Planning Commission. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., Atkins District Supervisor J. Howard Burton

[6:02:10 PM](#) Rye Valley District Supervisor Rick K. Blevins made a motion to appoint G. Blake Frazier as the Virginia Highlands Community College Community Ambassador. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

[6:05:36 PM](#) Scott Simpson, Assistant County Administrator presented an update on the Adwolfe area sewer. Mr. Simpson stated the County could apply for a \$30,000.00 grant to help fund this project. Royal Oak District Supervisor G. Blake Frazier made a motion to submit the application for grant funding and allow for those needed to sign the grant. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

Board of Supervisors Meeting Minutes  
October 14, 2014

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

[6:08:57 PM](#) Michael Carter, County Administrator informed the Board that Halloween falls on a Friday this year, and most area High Schools would be playing on this day. He asked if the Board would like to consider recognizing Halloween on a different date. The Board stated to leave as scheduled.

[6:13:32 PM](#) Nothing was discussed concerning old business.

[6:13:39 PM](#) Supervisor Comment Time. Royal Oak District Supervisor G. Blake Frazier would like to commend staff for all good things happening in the County. North Fork District Supervisor Ron C. Blevins stated he felt the County was moving forward and happy to be working with everyone. Rye Valley District Supervisor Rick K. Blevins stated that he appreciates what Mr. Carter and staff have done with information on the budget.

[6:17:19 PM](#) Saltville District Supervisor Roscoe D. Call made a motion to continue the meeting until Tuesday, October 28, 2014 at 4:00 P.M. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Vice Chair, Park District Supervisor M. Todd Dishner,  
Saltville District Supervisor Roscoe D. Call,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. and Atkins District Supervisor J. Howard Burton.

The Smyth County Board of Supervisors held its continued meeting at 4:00 p.m., **Tuesday, October 28, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; North Fork District Supervisor Ron C Blevins; Royal Oak District Supervisor G. Blake Frazier (4)

**ABSENT:** Rye Valley District Supervisor Rick K Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call (3)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (5)

[4:17:02 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time. With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

[4:17:14 PM](#) It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$3,839,926.48 from the General Fund. The following is an explanation of the appropriations approved:

General County	\$ 679,926.48
Social Services (November 1-November 11, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,100,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Atkins District Supervisor J. Howard Burton and Saltville District Supervisor Roscoe D. Call.

[4:17:47 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to approve the revised Voluntary Settlement Agreement from July 2014. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Atkins District Supervisor J. Howard Burton and Saltville District Supervisor Roscoe D. Call.

[4:18:31 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to forward the revised Voluntary Settlement Agreement to the Virginia Supreme Court. Park District Supervisor M. Todd Dishner seconded the vote.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Atkins District Supervisor J. Howard Burton and Saltville District Supervisor Roscoe D. Call.

[4:18:55 PM](#) Nothing was discussed concerning old business.

[4:19:21 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adjourn the meeting. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Atkins District Supervisor J. Howard Burton and Saltville District Supervisor Roscoe D. Call.

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Wednesday, November 12, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** None (0)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director of Community & Economic Development Lori Hester (5)

[4:17:02 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins to enter into closed session under 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. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by North Fork District Supervisor Ron C. Blevins to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:03:43 PM](#) Lori Hester, Director of Community and Economic Development gave the invocation and Scott Simpson, Assistant County Administrator led the Pledge of Allegiance.

A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,

North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:09:05 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Park District Supervisor M. Todd Dishner to approve the minutes from the September 9<sup>th</sup>, September 25<sup>th</sup>, and October 14<sup>th</sup>, 2014 meetings.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:09:32 PM](#) Financial Update-Michael Carter, County Administrator presented the Board with information on the current FY14-15 budget and a current month analysis for appropriations.

[5:10:39 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$3,015,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County:	\$1,000,000.00
Social Services(November 12-November 30,2014)	\$310,000.00
Schools-Operating Fund	\$1,000,000.00
School Debt and Capital Outlay Fund	\$705,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner



Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$400,000.00 from EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$353,132.65 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$27,540.00 for the Lick Skillet Housing Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$921,961.29 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:12:50 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time. Don Bales, Atkins Va, spoke concerning the 27 acres he currently owns in Atkins. Mr. Bales stated that every time it rains it washes his driveway out, due to the runoff from the Industrial Park located behind his property.

[5:19:46 PM](#) Earl McClure, Sugar Street, indicated he has heard a lot of complaints on Security located at the Court House.

[5:23:22 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:23:38 PM](#) Crystal Breeding, with United Way of Southwest Virginia presented the Board with an update on the program.

[5:27:30 PM](#) Dr. Gene Couch, President of Virginia Highlands Community College presented the Board with the Virginia Highlands Community College President's Report for 2013-2014.

[5:37:20 PM](#) Lori Hester, Director of Community and Economic Development introduced Frank Castanon with Mayville Engineering Company. MEC is a new industry that will be located at the old Merillat Facility on Mulberry Lane in Atkins, Va. Ms. Hester presented Mr. Castanon with a check from the County that matches the Tobacco Commission Funding they received. Mr. Castanon gave an over view of the company, showing the products MEC manufacture, and the history of the company.

[5:39:53 PM](#) Michael Carter, County Administrator presented a Resolution as shown below from VDOT.

**RESOLUTION FOR BRIDGE CLOSING**  
Dotson Ridge Road

The Board of Supervisors of Smyth County, in regular meeting on the 12<sup>th</sup> day of November, 2014, adopted the following:

**RESOLUTION**

**WHEREAS**, the Virginia Department of Transportation has deemed it necessary to close Dotson Ridge Road in Smyth County for approximately 90 days in the replacement of a steel truss bridge; and

**NOW, THEREFORE, BE IT RESOLVED**, the Smyth County Board of Supervisors hereby concurs with the Virginia Department of Transportation's decision to close Dotson Ridge Road to traffic when the bridge work occurs in 2016 until reconstruction of structure is complete.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution is forwarded to the Resident Administrator for the Virginia Department of Transportation.

Saltville District Supervisor Roscoe D. Call made a motion to approve the resolution as presented. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner

Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:43:06 PM](#) Michelle Clayton, County Attorney presented the bids on the Brown Subdivision property the County currently owns. One (1) bid was received by Mr. and Mrs. Plowman in the amount of \$26,024.00. Saltville District Supervisor Roscoe D. Call made a motion to accept the bid from Mr. and Mrs. Plowman. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:45:03 PM](#) Michelle Clayton, County Attorney presented a resolution concerning the municipalities continuing disclosure cooperation initiative as shown below.

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF SMYTH, VIRGINIA, REGARDING THE  
MUNICIPALITIES CONTINUING DISCLOSURE  
COOPERATION INITIATIVE**

**A.** The Board of Supervisors of the County of Smyth, Virginia (the "**Board of Supervisors**"), has been provided information regarding the Securities and Exchange Commission's (the "**SEC**") Municipalities Continuing Disclosure Cooperation Initiative (the "**MCDC Initiative**"), which relates to the description of past compliance with continuing disclosure obligations related to SEC Rule 15c2-12.

**B.** The County of Smyth, Virginia (the "**County**"), has issued certain general obligation bonds that are subject to continuing disclosure obligations related to SEC Rule 15c2-12.

**C.** The Board of Supervisors has been informed that the County has the option to participate in the MCDC Initiative to the extent that (i) the County did not comply with all its continuing disclosure requirements and (ii) did not describe such incomplete compliance in offering documents for certain of the County's general obligation bonds.

**D.** The Board of Supervisors desires to authorize the County Administrator, in consultation with the County Attorney, to determine whether the County should participate in the MCDC Initiative and if so, take action to do so.

**E.** The Board of Supervisors desires to further authorize the County Administrator and the County Attorney to consult with bond counsel to the County ("**Bond Counsel**") to prepare a disclosure policy relating to compliance with SEC Rule 15c2-12.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SMYTH, VIRGINIA:**

**Authorization of and Delegation to the County Administrator and County Attorney.** The Board of Supervisors hereby authorizes the County Administrator and the County Attorney, or either of them (i) to consult with Bond Counsel and the County's financial advisor regarding the MCDC Initiative, (ii) to determine whether it is in the County's interest to participate in the MCDC Initiative, and (iii) to take all action necessary or appropriate in connection with the County's participation in the MCDC Initiative, including completing and signing the self-reporting questionnaire on behalf of the County.

**Continuing Disclosure Policy.** The Board of Supervisors has been informed that the standard settlement terms under the MCDC Initiative require the County to adopt a formal continuing disclosure policy, and accordingly, the Board of Supervisors hereby authorizes the County Administrator and the County Attorney, in consultation with Bond Counsel, to prepare and approve a formal continuing disclosure policy or policies for the County.

**Authorization of Further Actions.** The Board of Supervisors hereby authorizes the County Administrator and the County Attorney, or either of them, to execute and deliver on the County's behalf such other instruments, documents or certificates, and to do and perform such things and acts as he or she shall deem necessary or appropriate to carry out the actions authorized by this Resolution. Any of the foregoing previously done or performed by the County Administrator or the County Attorney is in all respects approved, ratified and confirmed.

**Effective Date** This Resolution shall take effect immediately upon adoption.

Adopted at a meeting of the Board of Supervisors of the County of Smyth,  
Virginia duly called and held on November 12, 2014, by the following recorded vote.

**MEMBER**

**VOTE**

---

Clerk, Board of Supervisors of the County of  
Smyth, Virginia

Saltville District Supervisor Roscoe D. Call made a motion to approve the resolution as  
presented. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:46:31 PM](#) Scott Simpson, Assistant County Administrator presented grant information  
from Rural Development for the Adwolfe Water/Sewer Projects beginning phase in the  
amount of \$30,000.00. Mr. Simpson stated the county is not required to provide a local  
match for this grant. Royal Oak District Supervisor G. Blake Frazier made a motion to  
move forward with this grant and allow Mr. Simpson to sign. Saltville District Supervisor  
Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:49:08 PM](#) Michael Carter, County Administrator presented information concerning the Green Hill Circle Revenue Sharing Project with VDOT, as shown below.

Resolution:

At a regularly scheduled meeting of the Smyth County Board of Supervisors held on November 12, 2014, on a motion by Royal Oak District Supervisor G. Blake Frazier, seconded by Park District Supervisor M. Todd Dishner, the following resolution was adopted by a vote of 7 to 0:

WHEREAS, the Smyth County Board of Supervisors desires to submit an application for an allocation of funds of up to \$39,416.00 through the Virginia Department of Transportation Fiscal Year 2015-2016 Revenue Sharing Program; and,

WHEREAS, \$39,416.00 of these funds are requested to upgrade of roadway and drainage for addition into the State Systems of Road for Green Hill Circle and,

NOW, THEREFORE, BE IT RESOLVED THAT: The Smyth County Board of Supervisors hereby supports this application for an allocation of \$39,416.00 through the Virginia Department of Transportation Revenue Sharing Program.

ADOPTED this 12th day of November 2014.

**A COPY ATTEST**

---



Michael L. Carter,  
County Administrator

Royal Oak District Supervisor G. Blake Frazier made a motion to allow Michael Carter to sign the documents needed for this project, and for the project to move forward. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:55:34 PM](#) Scott Simpson, Assistant County Administrator updated the Board concerning the Courthouse Project.

[6:01:48 PM](#) Michelle Clayton, County Attorney informed the Board that she would be starting to make attempts collect delinquent taxes for the County and would be sending letters out to those with delinquent taxes.

[6:08:44 PM](#) Supervisor Comment Time: Royal Oak District Supervisor G. Blake Frazier stated that he was glad to have MEC in the County. North Fork District Supervisor Ron C. Blevins would like to thank Lori Hester for all of her hard work. Rye Valley District Supervisor Rick K. Blevins would like to thank the Board for allowing him to take part in the VACO Supervisors class and VACO Conference. Atkins District Supervisor J. Howard Burton stated that he feels the County has a great staff of people in place. Park District Supervisor M. Todd Dishner stated that he enjoyed the VACO Conference and thanked the Board for the opportunity to attend. Saltville District Supervisor Roscoe D. Call stated he also enjoyed attending the VACO Conference.

[6:15:12 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to continue the meeting until Monday, November 24th, 2014 at 4:00 p.m. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,

Board of Supervisors Meeting Minutes  
November 12, 2014

Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

Board of Supervisors Meeting Minutes  
November 24, 2014

The Smyth County Board of Supervisors held its continued meeting at 4:00 p.m., **Monday, November 24, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; North Fork District Supervisor Ron C Blevins; Rye Valley District Supervisor Rick K Blevins; Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call (6)

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier (1)

**STAFF:** Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; (3)

4:01:27 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time. With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

4:01:56 PM North Fork District Supervisor Ron C. Blevins entered the meeting.

4:02:14 PM It was moved by Atkins District Supervisor J. Howard Burton, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$3,919,864.19 from the General Fund. The following is an explanation of the appropriations approved:

General County	\$ 659,864.19
Social Services (December 1-December 9, 2014)	\$ 60,000.00
Schools - Operating Fund	\$ 3,200,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Atkins District Supervisor J. Howard Burton to appropriate \$50,541.75 from EDA-Fund 4.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner

North Fork District Supervisor Ron C. Blevins  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[4:02:57 PM](#) Scott Simpson, Assistant County Administrator presented a Personnel Committee Recommendation to the Board. The recommendation is an adjustment to the Administration salary line item for a current employee being assigned additional tasks due to the restructuring of the Accounting Department. In order to facilitate the adjustment, the following budget line item transfers are recommended.

\*\$6,000 from line item 012150-1001 to line item 012010-1001

\*\$459 from line item 012150-2001 to line item 012010-2001

\*\$776.40 from line item 012150-2002 to line item 012010-2002

\*\$71.40 from line item 012150-2006 to line item 012010-2006

\*\$85.20 from line item 012150-2011 to line item 012010-2011

Total amount to be transferred: \$7,392 from 12150 to 12010.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[4:04:43 PM](#) Michelle Clayton, County Attorney explained the changes to the Conflict Of Interest Act to the Board and stated if anyone has any questions they could direct them to her or Roy Evans, who is the official FOYA Officer for the County.

[4:06:32 PM](#) Park District Supervisor M. Todd Dishner entered meeting.

[4:14:21 PM](#) Nothing was discussed concerning Old Business.

[4:14:27 PM](#) Supervisor Comment Time- Atkins District Supervisor J. Howard Burton made a recommendation to appoint Hazel Wagoner, 612 Bear Creek Road, Atkins, V.A.

to the Planning Commission. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

[4:17:43 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adjourn the meeting. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
North Fork District Supervisor Ron C. Blevins  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton and  
Saltville District Supervisor Roscoe D. Call.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier

Board of Supervisors Meeting Minutes  
December 9, 2014

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, December 9, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.;  
Vice Chair, Park District Supervisor M. Todd Dishner; Rye  
Valley District Supervisor Rick K Blevins; Atkins District  
Supervisor J. Howard Burton; Saltville District Supervisor  
Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

**ABSENT:** North Fork District Supervisor Ron C Blevins (1)

**STAFF:** County Administrator Michael Carter; Assistant County  
Administrator Scott Simpson; County Attorney Michelle  
Clayton; Administrative Assistant Kelly Woods; Director of  
Community & Economic Development Lori Hester (5)

[4:03:20 PM](#) A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under 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. Park District Supervisor M. Todd Dishner seconded the motion. After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** North Fork District Supervisor Ron C. Blevins

[4:29:56 PM](#) North Fork District Supervisor Ron C. Blevins entered the meeting.

[5:02:11 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting to order for open session.

[5:02:15 PM](#) It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Park District Supervisor M. Todd Dishner to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:02:43 PM](#) Lori Hester, Director of Community and Economic Development gave the invocation and Kelly Woods, Administrative Assistant led the Pledge of Allegiance.

[5:03:23 PM](#) A motion was made by Royal Oak District Supervisor G. Blake Frazier, seconded by North Fork District Supervisor Ron C. Blevins to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:03:40 PM](#) A motion was made by Atkins District Supervisor J. Howard Burton, seconded by Saltville District Supervisor Roscoe D. Call to approve the minutes from the October 28<sup>th</sup>, November 12<sup>th</sup>, and November 24<sup>th</sup>, 2014 meetings.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:04:01 PM](#) Financial Update-Michael Carter, County Administrator presented the Board with information on the current FY14-15 budget and a current month analysis for appropriations.

[5:09:26 PM](#) It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Ron C. Blevins to appropriate \$5,790,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County:	\$1,665,000.00
Social Services (December 10-December 31, 2014)	\$310,000.00
Social Services (January 1-January 13, 2015)	\$60,000.00
Schools-Operating Fund	\$3,700,000.00
School Textbook Fund	\$25,000.00
School Debt and Capital Outlay Fund	\$30,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Saltville District Supervisor Roscoe D. Call seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$663,997.61 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner



Board of Supervisors Meeting Minutes  
December 9, 2014

Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$957,582.93 for the Accounts Payable listing.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:11:24 PM](#) Jeff Richardson, Commissioner of Revenue informed the Board that new laws require Mopeds to be licensed. Currently there is no written ordinance in Smyth County to assess Mopeds. North Fork District Supervisor Ron C. Blevins made a motion for the Board to refer the matter to the Ordinance Committee. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[5:16:54 PM](#) Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time. Wilson Leonard, Chairman for the Smyth-Wythe Airport Commission gave an update on easements the Airport is trying to acquire and updated the Board on the repaving of the runway.

Board of Supervisors Meeting Minutes  
December 9, 2014

[5:22:18 PM](#) With no one else wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizens time.

[5:22:27 PM](#) Tom Elliott, Regional Director with Virginia's @Corridor presented a slide show to the Board as an effort to encourage the Board to continue supporting the @Corridor. Discussion between the Board and Mr. Elliott ensued after the slide show presentation.

[6:05:07 PM](#) Derek Orr with the Octagon House Foundation gave the Board an update on the project. Mr. Orr asked the Board for a resolution or letter of support to help aid them with grant applications. Rye Valley District Supervisor Rick K. Blevins made a motion to support the Octagon House Project and provide them with a letter. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:10:58 PM](#) Michael Carter, County Administrator presented a Resolution for the Smyth-Wythe Airport Commission as shown below.

**Whereas**, Smyth County, the Town of Marion, the Town of Wytheville and Wythe County have participated in creating and funding the Smyth Wythe Airport Commission; and,

**Whereas**, Smyth County, the Town of Marion, the Town of Wytheville and Wythe County support the continued maintenance and improvements to the airport that serves the funding localities and others; and,

**Whereas**, Smyth County, the Town of Marion, the Town of Wytheville and Wythe County are committed to the continued success of the Smyth Wythe Airport Commission; and,

**Whereas**, Smyth County, the Town of Marion, the Town of Wytheville and Wythe County are committed to providing guidance to the Smyth Wythe Airport Commission; and,

**Whereas**, Smyth County, the Town of Marion, the Town of Wytheville and Wythe County require that all agencies that are jointly funded provide information prior to any commitment of funds to the total project scope, schedule and funding streams required to fund the project; and,

**Whereas**, Smyth County, the Town of Marion, the Town of Wytheville and Wythe County require that all agencies that are jointly funded follow all procurement guidelines of the localities and state and the Commission keep available for inspection the procurement of all services and contracts.

**Now, Therefore, Be It Resolved** the Governing Bodies of Smyth County, the Town of Marion, the Town of Wytheville and Wythe County strongly recommend the following:

1. An annual presentation be made jointly to the Governing Bodies prior to any budget adoption.
2. Provide detailed cost estimates, funding streams, schedules of all projects for approval of all the Governing Bodies prior to committing any funds to the project.
3. Develop pricing for all services at the airport to include total cost including labor and utilities for hangar rental and fuel sales.
4. Communicate requirements of the airport to include both existing and changes to state and federal laws governing airports.

Atkins District Supervisor J. Howard Burton made a motion to adopt the resolution as read by Mr. Carter. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:14:04 PM](#) Michelle Clayton, County Attorney presented information concerning a legislative bill that Thomas Bridge Water Corporation is trying to pass thru legislation. Royal Oak District Supervisor G. Blake Frazier made a motion to support the bill as presented by Mrs. Clayton. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:15:56 PM](#) Park District Supervisor M. Todd Dishner made a recommendation on behalf of the Animal Control Committee to approve the following Animal Damage Claims:

	<u>NAME</u>	<u>APPROVED</u>
1)	David Salks, 1 Hog	\$250.00
2.)	Donnie Counts, 1 Lamb	\$120.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:16:44 PM](#) Royal Oak District Supervisor G. Blake Frazier brought a recommendation before the Board from the Courthouse Committee. Mr. Frazier stated the committee met on December 2, 2014 concerning a change order on the Courthouse Project from BurWil Construction in the amount of \$55,800.91. It is the committee's recommendation to accept this change order from BurWil Construction.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** North Fork District Supervisor Ron C. Blevins

**ABSTAINERS:** None.

**ABSENT:** None.

[6:17:45 PM](#) Roscoe Call, Saltville District Supervisor brought a recommendation before the Board concerning bids for repair of the guttering on the County Office Building. Bids were solicited and only one (1) was received from Bluff Mountain Builders, Inc., in the amount of \$6,850.00. It is the committee's recommendation to accept this bid, and move forward with the repairs.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,

North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:19:09 PM](#) Michael Carter, County Administrator reviewed the recommendations of the Appointment Committee. The following recommendations were considered by the Board:

**District Specific**

**Area Beautification – 1 year term**

Rye Valley District	Phyllis Griffith
Park District	Sherian Medley
Chilhowie District	Rachel Rush Beverly
North Fork District	Nellie Harmon

**Board of Zoning Appeals – 5 year term**

Royal Oak District	Newell Johnson
--------------------	----------------

**Mt. Rogers Community Services Board- 3 year term**

Beverly Mountain

**Southwest Virginia Community Corrections Board-2 year term**

Michael Carter  
R. David Bradley  
Roy F. Evans

**Mt. Rogers/New River Workforce Investment Consortium Board- 1 year term**

J. Howard Burton  
G. Blake Frazier, Alternate

**Smyth-Wythe Airport Commission-4 year term**

Curtis Pennington

**Transportation Rural Technical Committee – 2 year term**

Scott Simpson

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and

Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:27:21 PM](#) Personnel Committee Recommendations-Michael Carter, County Administrator stated that he would like for these recommendations to be discussed on December 18, 2014, during the continued Board meeting.

[6:28:04 PM](#) Royal Oak District Supervisor G. Blake Frazier brought a recommendation before the Board from the Economic and Industrial Regional Development Committee. Mr. Frazier stated the committee met on October 6, 2014 and it was the committee's recommendation to withdraw from the Virginia's @Corridor effective immediately, to provide more focused marketing efforts on Smyth County moving forward.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.  
North Fork District Supervisor Ron C. Blevins

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:40:16 PM](#) Michelle Clayton, County Attorney stated that a recommendation had been presented to her to form a committee to discuss ways of honoring the memory of those who have served the County, for example Mr. John Tate. Rye Valley District Supervisor Rick K. Blevins made a motion to establish a committee for this purpose. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Atkins District Supervisor J. Howard Burton,  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.  
North Fork District Supervisor Ron C. Blevins

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

[6:44:02 PM](#) Nothing was discussed concerning Old Business.

Board of Supervisors Meeting Minutes  
December 9, 2014

[6:44:08 PM](#) Supervisor Comment Time- Royal Oak District Supervisor G. Blake Frazier stated that he is very pleased with the progress made in the County in 2014. All remaining Supervisors were in agreement with Mr. Frazier.

[6:46:31 PM](#) Royal Oak District Supervisor G. Blake Frazier made a motion to continue the meeting until Thursday, December 18, 2014 at 7:00 p.m. North Fork District Supervisor Ron C. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton  
Saltville District Supervisor Roscoe D. Call and  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

The Smyth County Board of Supervisors held its continued meeting at 7:00 p.m., **Thursday, December 18, 2014**. The location of the meeting was in the First Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

**PRESENT:** Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; North Fork District Supervisor Ron C Blevins; Atkins District Supervisor J. Howard Burton (4)

**ABSENT:** Rye Valley District Supervisor Rick K Blevins; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (3)

**STAFF:** County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (5)

At 7:00 p.m. Mr. Wade Blevins, Chairman of the Board of Supervisors, and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger; as well as the rules of procedure during public hearings.

**BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS AND  
SMYTH COUNTY PLANNING COMMISSION**

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, December 18, 2014, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

*An application from Charles Melvin Thweatt, which has been forwarded to the Board of Supervisors of Smyth County, Virginia, requesting an amendment to the official Zoning Map at Atkins, Virginia, to rezone approximately 1.8 acres, more or less, from Industrial to Commercial. The Smyth County Comprehensive Plan does not identify a density range and the general usage of this property has most recently been vacant. The property is located at 5735 Atkins Tank Road in Atkins, Virginia, and is*



*identified as Tax Map No. 48B-6-1, 48B-A-4 and a portion of 4B-1-1 and can be found within Grid No. 90 of the State Plane Grid Index.*

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

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact the Smyth County Building and Zoning Department at (276) 706-8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator  
Norman K. Sparks, Chairman of the Planning Commission

No one chose to speak on this application.

Chairman Wade Blevins and Chairman Sparks closed the joint public hearing at 7:10 p.m.

[7:12:44 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the Board of Supervisors meeting to order.

[7:13:01 PM](#) Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time. With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

[7:13:40 PM](#) Financial Update-Michael Carter, County Administrator presented the Board with information on the current FY14-15 budget and a current month analysis.

[7:21:01 PM](#) Michael Carter, County Administrator presented recommendations from the Personnel Committee as shown below.

## **CURRENT SMYTH COUNTY PERSONNEL MANUAL**

Nothing currently addresses smoking areas, employee breaks, or attire.

## **PROPOSED SMYTH COUNTY PERSONNEL MANUAL**

*Breaks:* Reasonable break periods are provided during working hours for employees. Employees may take up to 15 (fifteen) minutes during the morning work period and 10 (ten) minutes during the afternoon work period. Breaks must be scheduled so that adequate office coverage and services are provided. Break periods must not be abused and must not be used to extend lunch periods or shorten the duration of the workday. Excessive break periods or too much time spent away from performing established job duties will be handled according to disciplinary procedures.

*Use of Tobacco Products on County Property:* Smoking and the use of electronic cigarettes within all County buildings and facilities is prohibited. It is allowed on the property grounds in established smoking areas only. Smoking breaks may be taken during employee's break time (as listed above) as permitted by the Smyth County Employee Handbook. Excessive smoke breaks are prohibited and are subject to disciplinary procedures.

*Dress Code:* During work hours, employees are considered to be representatives of the County and are required to dress in a manner that portrays a professional image. Employees are expected to dress for work as is dictated by the working environment or departmental requirements. Clothing should be clean, neat in appearance, and free from wear and tear. Clothing may not display profanity, illegal, racial or sexual connotations. Where uniforms are provided, employees shall wear same and maintain them in good condition.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Saltville District Supervisor Roscoe D. Call and Royal Oak District Supervisor G. Blake Frazier.

[7:27:00 PM](#) Nothing was discussed concerning old business.

[7:27:44 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to add Courthouse Project Update to the agenda. Atkins District Supervisor J. Howard Burton seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Saltville District Supervisor Roscoe D. Call and Royal Oak District Supervisor G. Blake Frazier.

[7:27:25 PM](#) Scott Simpson, Assistant County Administrator presented the Board with an update concerning the Courthouse project. Mr. Simpson state the project is on schedule and making great progress.

[7:32:02 PM](#) A motion was made by North Fork District Supervisor Ron C. Blevins to enter into closed session under 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. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Saltville District Supervisor Roscoe D. Call and Royal Oak District Supervisor G. Blake Frazier.

It was moved by North Fork District Supervisor Ron C. Blevins, seconded by Atkins District Supervisor J. Howard Burton to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION  
CERTIFICATION OF CLOSED SESSION**

**WHEREAS**, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

[7:52:02 PM](#) North Fork District Supervisor Ron C. Blevins made a motion to adjourn the meeting. Park District Supervisor M. Todd Dishner seconded the motion.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,  
Vice Chair, Park District Supervisor M. Todd Dishner,  
North Fork District Supervisor Ron C. Blevins,  
Atkins District Supervisor J. Howard Burton

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Rye Valley District Supervisor Rick K. Blevins, Saltville District Supervisor Roscoe D. Call and Royal Oak District Supervisor G. Blake Frazier.