

AGENDA

Tuesday, June 9, 2015
4:00 PM

4:00 CALL MEETING TO ORDER (Chairman Wade H. Blevins, Jr.)

CLOSED SESSION

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.

5:00 CALL MEETING TO OPEN SESSION

Invocation and Pledge of Allegiance

ADOPTION OF AGENDA

Adopt the agenda and the additional agenda as presented

MINUTES OF PREVIOUS MEETINGS

Request adoption of the May 12th and May 28th, 2015 meeting minutes.

FINANCIAL UPDATE

Michael Carter – Inform the Board of the County's financial status

PAYMENT OF INVOICES

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

5:15 CITIZENS TIME

NEW BUSINESS

5:30 Beth Merz- Trail Closures in National Forest

5:45 Public Hearing-VDOT 6 Year Plan

6:00 Public Hearing- FY2015-2016 Smyth County Budget

***Use of Courthouse by Town of Marion- Scott Simpson**

***Schedule Public Hearing for Rich Valley Fair Permit- July 14, 2015 at 5:30 P.M.**

***Planning Commission Recommendation to Schedule Public Hearing for Text Amendment to Zoning Ordinance- Scott Simpson**

***Byrne Justice Assistance Grant- Arthur Barker**

***Continue meeting to June 25, 2015 at 4:00 P.M.**

OLD BUSINESS

1. Collection of delinquent taxes. **(8-10-04)**
2. Financial Discussion. **(7-9-13)**
3. Mega-Site Project **(11-17-11)**

Supervisor Comment Time

Meeting reminders:

Board Of Supervisors Meeting Minutes
May 12, 2015

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, May 12, 2015**. 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)

4:03:33 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting to order.

A motion was made by North Fork District Supervisor Ron C. Blevins, seconded by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711-A.3 **Land Acquisition; 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.,
Rye Valley District Supervisor Rick K. Blevins,
Atkins District Supervisor J. Howard Burton,
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: Vice Chair, Park District Supervisor M. Todd Dishner.

4:04:25 PM Park District Supervisor M. Todd Dishner entered the meeting.

4:16:08 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting to order from closed session.

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.

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,
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: None.

5:02:38 PM Lori Hester, Director of Community and Economic Development gave the Invocation and Sandy Elswick, Voter Registrar led the Pledge of Allegiance.

5:03:35 PM A motion was made by North Fork District Supervisor Ron C. Blevins to adopt the Agenda and Additional Agenda. 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,
Atkins District Supervisor J. Howard Burton,
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: None.

5:03:58 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to approve the minutes of the April 14, 2015 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,
Atkins District Supervisor J. Howard Burton,
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: None.

5:04:15 PM Michael Carter, County Administrator presented the Board with information on the current FY14-15 budget and a current month analysis for appropriations.

5:13:27 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazer to appropriate \$6,390,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County:	\$1,675,000.00
Social Services (May 13-May 31, 2015)	\$290,000.00
Social Services (June 1-June 9, 2015)	\$60,000.00
Schools-Operating Fund	\$4,000,000.00
School Debt and Capital Outlay Fund	\$365,000.00

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 to appropriate \$150.00 for the Water/Sewer Refunds.

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 \$51.30 from EDA-Fund 4 for outstanding invoices.

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 \$652,067.96 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 \$60,078.99 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 \$1,221.60 from Sheriff Fund 748 for outstanding invoices.

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 \$1,013,095.95 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

5:15:48 PM Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr., opened citizen's time.

5:16:18 PM Sharon Eure 366 Old Airport Road Chilhowie informed the Board that her backyard is washing out and she has contacted VDOT and the Town of Chilhowie. She would appreciate the Board doing something about the spring water running across the road and washing out her yard.

5:19:42 PM With no one else wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed citizen's time.

5:20:06 PM Michael Carter, County Administrator presented information concerning the Four for Life distribution as stated below. Mr. Carter asked for approval and appropriation from the Board.

Agency	Disbursement Amount
Town of Marion Fire & EMS	\$6,715.28
Chilhowie FD/EMS	\$6,715.28
Saltville Rescue Squad	\$6,715.28
Sugar Grove Life Saving	\$6,715.28

These disbursements total \$26,821.12.

North Fork District Supervisor Ron C. Blevins made a motion to approve and appropriate the Four for Life distribution as presented by Mr. Carter. 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.

5:21:55 PM Scott Simpson, Assistant County Administrator presented information on two (2) current Water Projects as shown below. Mr. Simpson asked for approval and execution of the documents by the Board of Supervisors.

15-WW-03
AGREEMENT

This AGREEMENT entered into as of this 12th day of MAY 2015,
by and between the Mount Rogers Planning District Commission hereinafter referred to as
"PDC" and the Smyth County hereinafter referred to as "GRANTEE."

WITNESSETH

WHEREAS, PDC staff has been authorized by the Mount Rogers Planning District
Commission's Executive Committee to distribute and administer the Southwest Virginia
Regional Water/Wastewater Construction Fund (SVRWWCF) according to the SVRWWCF
Program Guidelines, and

WHEREAS, the PROJECT as described in the SVRWWCF Application as submitted by the
GRANTEE has achieved a sufficiently high ranking to qualify for construction funding on the
basis of the SVRWWCF Program Guidelines,

Now THEREFORE, the above mentioned parties hereto do mutually agree as follows:

1. PDC agrees to award the GRANTEE a Southwest Virginia Water/Wastewater
Construction Fund grant in an amount of \$30,000 for the construction of the Project.
This amount is subject to availability of funds and may decrease as a result of future
reductions to the budget of the Commonwealth of Virginia as approved by the
Governor's Office.
2. Grantee agrees to provide at least \$30,000. This amount must be matched or exceeded by
the ~~Town~~ County
3. Grantee shall provide documentation of matching funds at the signing of the IPA.
Documentation of matching funds shall be grant awards, grant contracts, loan
agreements, etc.
4. PDC agrees to provide the GRANTEE with technical assistance in setting up and
carrying out the administration of its Southwest Virginia Regional Water/Wastewater
Construction Fund.
5. The GRANTEE will commence, carry out and complete the following scope of work
(more thoroughly described in the GRANTEE'S SVRWWCF Application).

Project Title: Ebenezer Source Test Well

Location: Smyth County Virginia

Outcome: Drill test well to serve 674 existing users in Ebenezer, Walkers Creek, Cleghorn

The aforementioned OUTCOME and all project activities as specified in the SVRWWCF application shall be fully completed by the completion date regardless of the availability of other funds anticipated for use on this PROJECT by the GRANTEE. No budget revision, AMENDMENT or termination of this CONTRACT shall be made which affects the GRANTEE's responsibility to fully complete the SCOPE OF WORK.

6. The aforementioned PROJECT shall be carried out, and grant payments made in strict conformance with the CONTRACT DOCUMENTS.
7. The GRANTEE will use the lesser of (1) the amount specified above, or (2) if, at total project completion, there are cost underruns or project savings, these costs shall revert to the PDC and other funding sources committed to the project in the grant proposal on a proportional basis, unless superceded by other funding source requirements.
8. The GRANTEE will initiate the PRODUCT(S) required by the CONTRACT DOCUMENTS beginning May 1, 2015 unless grant special conditions require additional action on specified activity(s) before proceeding with that activity(s). In such instances the GRANTEE will initiate action relative to removal of the special conditions beginning with the execution of this agreement.
9. The GRANTEE shall complete the work as described in the CONTRACT DOCUMENTS on or before June 30, 2016. If the ACTIVITIES are not completed by that date all SVRWWCF funding shall be terminated and the Grantee shall return all unexpended funds, unless an amendment to the CONTRACT DOCUMENT provides otherwise. Notwithstanding, the GRANTEE shall be obligated to fully complete the SCOPE OF WORK.
10. PDC agrees to make payment to the GRANTEE upon receipt of a properly completed and signed invoice. Request may be made allowing approximately twenty-one days to receive the funds. Funds are to be immediately disbursed by the GRANTEE and should not be deposited in an interest-bearing account.
11. The term CONTRACT DOCUMENTS means the following documents which are a part of this Agreement, and are incorporated by reference herein as if set out in full.
 - (A) GRANTEE'S SVRWWCF Application;
 - (B) AGREEMENT;
 - (C) Special Conditions;
 - (D) AMENDMENTS;
 - (E) SVRWWCF Program Guidelines; and
 - (F) All applicable provisions of the CODE OF VIRGINIA, including but not limited to the Virginia Public Procurement Act.

Board Of Supervisors Meeting Minutes
May 12, 2015

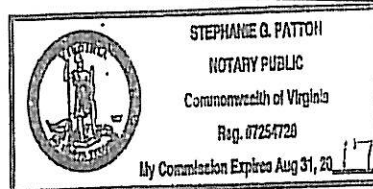
In witness whereof, the parties hereto have executed or caused to be executed by their duly authorized official this Agreement in duplicate, each copy of which will be deemed an original.

Mount Rogers Planning District Commission

BY: [Signature]
Aaron Sizemore, PDC Executive Director

DATE: 4/29/15

County of Smyth
Commonwealth of Virginia



I do certify that Aaron Sizemore personally appeared before me and made oath that he is Executive Director of the Mount Rogers Planning District Commission and that he is duly authorized to execute the foregoing document.

My term of office expires August 31, 2017.

Given under my hand this 30 day of April, 2015

[Signature]
Notary Public

7254728
Registration #

Smyth County

BY: _____
Michael Carter, County Administrator

DATE: 05/12/2015

County of _____
Commonwealth of Virginia

I do certify that Michael Carter personally appeared before me and made oath that he is the Smyth County Administrator and that he is duly authorized to execute the foregoing document.

My term of office expires _____.

Given under my hand this _____ day of _____, 2015

Notary Public

Registration #

SPECIAL CONDITIONS

1. Matching Funds. Non-SVRWWCF monies must be expended on the GRANTEE's projects that will, collectively, equal to or exceed the amount of SVRWWCF monies expended. Documentation on the expenditure of these funds shall be maintained by the GRANTEE and reported to PDC as part of the determination of final project closeout status.
2. Accessing SVRWWCF Obligated Monies. GRANTEE must sign an Individual Project Agreement (IPA) for this project they undertake prior to being able to access SVRWWCF monies for the project.
3. Force Account. Reimbursement of labor costs incurred where force account is utilized shall be based only on current payroll costs in terms of hourly payroll rates of employees directly involved in on-site construction activities. Reimbursement for supervisory and support staff will not be permitted. Reimbursement of fringe benefit costs will not be permitted. Documentation of costs must adhere to Force Account guidelines including use of current VDOT equipment rates.
4. Management Team Meetings. GRANTEE must establish management teams to oversee construction of SVRWWCF projects and meet on at least a monthly basis.
5. Bi-Monthly Status Reports. GRANTEE must submit a status report on the project covered by this contract to PDC not later than the second to last Wednesday of every other month.
6. Eligible Project Costs. Eligible activities for payment with SVRWWCF monies are limited to administrative and construction activities.
7. Retainage. PDC will withhold 5% or \$10,000 of the SVRWWCF funds allocated this project, whichever is greater, until receipt of proof of final completion of construction and submittal of any required PDC documentation related thereto.

Signature: _____
Michael Carter

MEMORANDUM OF AGREEMENT.

Regional 15-WW-TA-03

This agreement, entered into this 12th day of MAY, 2015 by and between the Mount Rogers Planning District Commission, hereinafter referred to as the "PDC" and the Smyth County, hereinafter referred to as the "County" be it therefore agreed:

1. That the PDC is providing \$20,000 to the County for the purpose of funding the Cornett Spring PER.
2. That the County will be responsible for securing engineering services in accordance with the procurement laws of Virginia.
3. That the County shall provide a copy of the final report, PER, or design work, invoices and comments from the permitting agencies if applicable.
4. That the County will work with due diligence to insure that the project is completed in a timely manner and shall provide the PDC with regular status reports.



Aaron Sizemore Executive Director
Mount Rogers Planning District Commission

Michael Carter, County Administrator
Smyth County

Saltville District Supervisor Roscoe D. Call made a motion to approve and execute the documents as shown above. 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

5:24:11 PM North Fork District Supervisor Ron C. Blevins made a motion to schedule a Public Hearing for the VDOT 6 year plan to June 9, 2015 at 5:45 PM. 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.

5:25:09 PM North Fork District Supervisor Ron C. Blevins made a motion to schedule a Public Hearing for the Smyth County FY2015-2016 Budget to June 9, 2015 at 6:00 PM. 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.

5:26:12 PM North Fork District Supervisor Ron C. Blevins made a motion to approve the Residential Rehab Rebate as shown below. Saltville District Supervisor Roscoe D. Call seconded the motion.

***AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF SMYTH, VIRGINIA (2009) TO
PROVIDE RESIDENTIAL REHABILITATION PARTIAL EXEMPTION***

WHEREAS, the Board of Supervisors of the County of Smyth, Virginia seeks to encourage the rehabilitation of low-to-moderate income multi-family housing for Smyth County residents;

WHEREAS, Virginia Code §58.1-3220 provides localities the ability to permit partial tax exemption on residential rehabilitation to preserve low- and moderate-income housing in older structures;

WHEREAS, adoption of such an ordinance may assist in achieving federal grant funding for projects to rehabilitate apartment complexes;

WHEREAS, the Smyth County Board of Supervisors Ordinance Committee considered the issue and recommended consideration of an ordinance to provide a partial exemption for one year of increased value after completion of rehabilitation of a multi-family residential dwelling with ten or more units of no less than 15 years of age;

WHEREAS, there is no direct cost to the County and future real and personal property taxes would likely be increased;

WHEREAS, the required notice and public hearing was held by Board of Supervisors of Smyth County on April 14, 2015;

WHEREAS, the amendments, if approved, should be codified in the Smyth County Code Zoning Ordinance Appendix;

NOW, THEREFORE, BE IT ORDAINED, by the Smyth County Board of Supervisors after notice and public hearing, as required by law and on the basis of the foregoing finds it in the best interest of Smyth County:

- 1. That the ordinance shall become effective immediately upon adoption***
- 2. That should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or of the Smyth County Code.***
- 3. That the Code of the County of Smyth shall be amended by the addition of the following text amendments:***

ARTICLE IX. ENTERPRISE ZONE EXEMPTIONS, LOCAL TECHNOLOGY ZONES* AND RESIDENTIAL REHABILITATION PARTIAL EXEMPTION**

- * State Law References: Enterprise zone grant act, Code of Virginia, § 59.1-538 et seq.;
- ** State Law Reference: Partial exemption of certain rehabilitated, renovated or replacement residential structure, Code of Virginia §§ 58.1-3220 et seq.

DIVISION 3. RESIDENTIAL REHABILITATION PARTIAL EXEMPTION*

- **State Law Reference**, Partial exemption for certain rehabilitated, renovated or replacement residential structures, § 58.1-3220, Code of Virginia.

Sec. 23-338. Legislative authority, designation, and purpose of the residential rehabilitation partial exemption. The ordinance from which this article is derived was adopted by the Board of Supervisors by virtue of authority granted by Code of Virginia, §§ 58.1-3220 et seq. The partial exemption is designated by the governing body by virtue of an approved application and completion of the project under certain conditions. The purpose of the partial exemption on residential rehabilitation is to preserve low- and moderate-income housing in older structures. Certain partial tax exemptions are authorized when real estate, by virtue of age and use, have undergone substantial renovation, rehabilitation or replacement.
(Ord. of 05-12-2015)

Sec. 23-339. Definitions. The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Multifamily residential real estate means land containing a structure or other improvement of ten (10) or more units constructed or used for residential purposes in accordance with this Code and other applicable law.

Rehabilitation means the process of restoring or increasing the assessed value over the base value of a qualified structure through (i) renovation and (ii) replacement.
(Ord. of 05-12-2015)

Sec. 23-340. Rehabilitated real estate tax exemption--Eligibility. The commissioner has sole authority to determine, pursuant to the requirements of this article, whether a structure is an eligible structure. In order to qualify for the partial exemption from real property taxation for eligible structures, the applicant for such exemption shall have paid all taxes on the affected property up to and including the most recently concluded taxable year paid in full, both at time of application and at time of completion of rehabilitation, and shall comply with all mandatory administrative requirements as set forth in this article. In addition, the structure for which an application for partial exemption is filed shall meet all of the following criteria: (1) Located within the boundaries of Smyth County; (2) Be a structure of no less than 15 years old; (3) Designed as and suitable for the sole purpose of at least ten (10) multi-family residential units use after completion of rehabilitation; (4) Be rehabilitated after filing an application for tax exemption and after issuance of all appropriate building permits, including a certificate of

occupancy upon completion of the rehabilitation; (5) The rehabilitation of such structure shall result in an increase in assessed value of the structure.

(Ord. of 05-12-2015)

Sec. 23-241. Same--Amount of exemption.

(a) For eligible structures, a one-year rehabilitated residential real estate tax exemption is allowed in the amount of 100% of increased value during the first year of newly assessed value upon completion of the rehabilitation.

(b) The exemption from county taxation for real estate awarded by this section shall terminate at the end of the first tax year.

(Ord. of 05-12-2015)

Sec. 23-242. Same--Application.

(a) Applications shall be filed and processed in accordance with the following procedures: (1) To qualify, the owner shall file a written application for a rehabilitated real estate tax exemption. The owner carries the burden of proof to show that the property for which an application has been filed complies with all eligibility criteria established in 34-340. The commissioner may require documentary proof of eligibility, and, in such cases, the owner shall present documentation satisfactory to the commissioner. (2) The owner shall file a written application with the office of the commissioner prior to initiation of the rehabilitation and no later than 30 days after obtaining the building permit for the rehabilitation. (3) The owner shall include with each application a nonrefundable processing fee of \$250.00. (4) Within a reasonable amount of time after receipt of an application, the commissioner shall determine if the structure described by the application meets the age, location, and use criteria of an eligible structure and shall determine the assessed base value of the structure, if it is an eligible structure. If the structure does not meet the age, location, or use criteria of an eligible structure, then the commissioner shall, in a timely manner, provide to the owner written notice of such determination. The owner shall have ten days after receipt of such notice to provide documentation to the commissioner to show that such criteria are satisfied by the structure, and the commissioner shall make a final determination on the basis of such additional information in a timely manner after submission of such additional information. (5) An appeal of the commissioner of revenue's determination may be made in writing to the Board of Supervisors within 30 days of the commissioner's final determination. (6) The application shall be effective for a period of two years from the date of filing. No extensions of this time period will be granted. (7) The rehabilitation must be completed (and evidenced by the date of the certificate of occupancy issued by the county building official) within two years after the date of the filing of the application. (8) Within 60 days of the issue date of the certificate of occupancy, the owner shall notify the commissioner in writing that the rehabilitation is complete, and the commissioner shall, within a reasonable time period, inspect the property to determine whether the subject of the application is an eligible structure and to determine the amount of the rehabilitated real estate tax exemption. (9) Upon determination of the partial tax exemption, the commissioner shall provide timely notice to the county administrator and county treasurer. Following this notification, the Board of Supervisors may authorize the commissioner of the revenue to exonerate the appropriate value in order to carry out the tax exemption.

(b) The commissioner, with advice of the county administrator and county treasurer, may adopt and promulgate rules and regulations not inconsistent with the provisions of this section as are deemed necessary for the effective administration of this article.

(c) The exemption resulting from the rehabilitation of an eligible structure shall commence on January 1 of the next tax year following completion of the rehabilitation, as defined by the date of issuance of the certificate of occupancy, and the commissioner's determination that the structure is eligible for the rehabilitated real estate tax exemption.

(e) Only one partial exemption under this section may be applicable to any eligible structure during the life of the eligible structure.

(f) Nothing in this article shall be construed as to permit the commissioner to list upon the land book any reduced value due to the exemption provided in this section.

(g) The making of any false statement in any application, affidavit or other information supplied for the purpose of determination of eligible structure and the amount of the rehabilitated real estate tax exemption shall constitute a Class 2 misdemeanor.
(Ord. of 05-12-2015)

On motion by Supervisor Ron C. Blevins, seconded by Supervisor Roscoe D. Call and carried by the following vote:

<u>Supervisors</u>	<u>Vote</u>
Chairman, Chilhowie District Supervisor, Wade H Blevins, Jr.	AYE
Vice Chair, Park District Supervisor, M. Todd Dishner	AYE
Rye Valley District Supervisor, Rick K Blevins	AYE
North Fork District Supervisor, Ron C Blevins	AYE
Atkins District Supervisor, J. Howard Burton	AYE
Saltville District Supervisor, Roscoe D Call	AYE
Royal Oak District Supervisor, Blake Frazier	AYE

After consideration, the motion PASSED by the following vote:

AYES: 7

NAYS: 0

ABSTAINERS: 0

ABSENT:0

ATTEST: _____
Michael Carter, County 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.

5:30:02 PM Rye Valley District Supervisor Rick K. Blevins brought forward a recommendation from the Smyth County Appointment Committee. At the request of Mt. Cap, the committee recommends appointing Wade H. Blevins Jr., or his designee to the Mountain Community Action Program, Inc.

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,
Atkins District Supervisor J. Howard Burton and
Royal Oak District Supervisor G. Blake Frazier

NAYS: None.

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

ABSENT: None.

5:30:39 PM Michael Carter, County Administrator brought a recommendation before the Board of Supervisors from the Budget Committee. It is the committee's recommendation to allow a line transfer for the Animal Shelter in the amount of \$850.00 as shown below.

Transfer \$850.00 from line item 035010-5420 (Animal Control Supplies & Equipment) to line item 035010-5102 (Propane Service) for \$700.00 and line item 035010-5103 (Water & Sewer) for \$150.00.

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.

5:33:18 PM Royal Oak District Supervisor G. Blake Frazier brought forward a recommendation from the Insurance Committee. Chris Austin, Director of Social Services has requested for the Department of Social Services to go to a 90/10 employer-employee split contribution on Health Insurance. It is the committee's recommendation to not support this change.

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.

5:34:40 PM Royal Oak District Supervisor G. Blake Frazier brought a recommendation before the Board of Supervisors from the Courthouse Committee. Mr. Frazier stated the committee met on May 7, 2015 concerning a change order on the Courthouse Project from BurWil Construction in the amount of \$42,979.67. 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,
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 and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Royal Oak District Supervisor G. Blake Frazier brought a second recommendation before the Board of Supervisors from the Courthouse Committee. Mr. Frazier stated the committee met on May 7, 2015 concerning a change order on the Courthouse Project from Moseley Architects in the amount of \$10,990.00. It is the committee's recommendation to accept this change order from Moseley Architects.

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

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

5:41:54 PM Nothing discussed concerning old business.

5:42:01 PM Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called for a recess.

6:01:09 PM Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. called the meeting back to order.

6:01:13 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the Public Hearing to order concerning the Smyth County School FY15-16 Budget. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger.

**NOTICE OF PUBLIC HEARING
ON THE SMYTH COUNTY SCHOOL BUDGET
FOR FISCAL YEAR COMMENCING
July 1, 2015– June 30, 2016
On May 12, 2015 at 6:00 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, 2015. The public hearing will be held in the **Board of Supervisors meeting room, 121 Bagley Circle, Smyth County Office Building on May 12, 2015 at 6:00 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, 2016

Revenue Summary for Operations Budget

	2014-2015	2015-2016	Difference
State Revenue	\$ 26,164,239	\$ 25,307,660	\$ (856,579)
Local Revenue	\$ 8,011,575	\$ 8,557,087	\$ 545,512
Federal Revenue	\$ 4,875,798	\$ 4,788,520	\$ (87,278)
State Sales Tax	\$ 4,614,471	\$ 4,773,990	\$ 159,519
Other Revenue	\$ 2,227,195	\$ 2,670,195	\$ 443,000
TOTAL OPERATIONS	\$ 45,893,278	\$ 46,097,452	\$ 204,174

Expenditure Summary for Operations Budget

	2014-2015	2015-2016	Difference
Instruction	\$ 33,498,237	\$ 33,728,880	\$ 230,643
Administration	\$ 1,563,831	\$ 1,496,268	\$ (67,563)
Transportation	\$ 2,259,133	\$ 2,432,626	\$ 173,493
Facilities	\$ 4,204,486	\$ 4,223,882	\$ 19,396
Food Service	\$ 3,029,480	\$ 2,877,609	\$ (151,871)
Technology	\$ 1,338,111	\$ 1,338,187	\$ 76
TOTAL OPERATIONS	\$ 45,893,278	\$ 46,097,452	\$ 204,174

Smyth County School Board			
Capital Outlay and Debt Service Budget For the Year Ending June 30, 2016			
Revenue Summary for Capital Outlay and Debt Service Budget			
	2014-2015	2015-2016	Difference
Local Funds - Capital Outlay	\$ 185,138	\$ 185,138	\$ -
Local Funds - Debt Service	\$ 1,905,321	\$ 1,759,443	\$ (145,878)
Other Funds – Interest Rebate	\$ 487,113	\$ 487,113	\$ -
TOTAL CAPITAL OUTLAY	\$ 2,577,572	\$ 2,431,694	\$ (145,878)
Expenditure Summary for Capital Outlay and Debt Service Budget			
	2014-2015	2015-2016	Difference
Capital Outlay – Facilities	\$ 185,138	\$ 185,138	\$ -
Capital Outlay - Debt Service	\$ 2,392,434	\$ 2,246,556	\$ (145,878)
TOTAL CAPITAL OUTLAY	\$ 2,577,572	\$ 2,431,694	\$ (145,878)

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of the rules for 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,
Saltville District Supervisor Roscoe D. Call,
Atkins District Supervisor J. Howard Burton and
Royal Oak District Supervisor G. Blake Frazier

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

No one signed up to speak concerning the Public Hearing.

6:09:06 PM Dr. Michael Robinson, School Superintendent presented information on the proposed budget.

6:13:06 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing.

6:13:39 PM Supervisor Comment Time-All Board members expressed their appreciation for the teachers and those that work for Smyth County.

Board Of Supervisors Meeting Minutes
May 12, 2015

6:17:10 PM North Fork District Supervisor Ron C. Blevins made a motion to continue the meeting to May 28, 2015 at 4:00 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,
Saltville District Supervisor Roscoe D. Call,
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
May 28, 2015

The Smyth County Board of Supervisors held its continued meeting at 4:00 p.m., **Thursday, May 28, 2015**. 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; Royal Oak District Supervisor G. Blake Frazier (5)

ABSENT: Atkins District Supervisor J. Howard Burton; Saltville District Supervisor Roscoe D Call (2)

STAFF: Assistant County Administrator Scott Simpson; County Attorney Michelle Clayton; Administrative Assistant Kelly Woods; Director Community & Economic Development Lori Hester (4)

4:04:33 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the Board of Supervisors meeting to order.

4:04:38 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time.

4:05:34 PM Mac Buchanan, member of the Smyth County School Board who resides in Saltville, V. A., expressed his concern with the proposed FY2015-2016 School Budget.

4:09:53 PM With no one else wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

4:10:16 PM North Fork District Supervisor Ron C. Blevins made a motion to remove item #4, Resolution on Categorical Funding from the agenda. 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 and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: Saltville District Supervisor Roscoe D. Call and Atkins District Supervisor J. Howard Burton.

4:10:50 PM Scott Simpson, Assistant County Administrator presented a recommendation as shown below from the Budget Committee.

The Budget Committee recommendation for Fiscal 2015-16 is for a total School Budget is recommended at \$ 47,848,496. Local operations revenue is proposed at \$ 8,061,575, which is an increase of \$ 50,000 over last year's amount.

Pursuant to Sections 22.1-94 and 22.1-115 of the Code of Virginia, the following categorical appropriations are recommended for the Smyth County School Board ("School Board") for the fiscal year beginning July 1, 2015, and ending June 30, 2016:

<u>Educational Category</u>	<u>2014-2015</u>
Instruction	\$ 33,728,880
Administration, Attendance and Health	1,415,268
Pupil Transportation	2,170,364
Operation and Maintenance	4,192,744
School Food Serv./Other Non-Instr.	
Operations	2,800,609
Debt and Fund Transfers	2,246,556
Technology	1,294,075
Total Funds Budget	\$ 47,848,496

4:13:44 PM Rye Valley District Supervisor Rick K. Blevins made a disclosure of interest pursuant to section 2.2-3112 of the Code of Virginia, 1950, as amended and stated below.

I, Rick K. Blevins intend to participate in discussion concerning the budget for Smyth County for the fiscal year beginning July 1, 2015. The budget will determine how much money is appropriated to the Smyth County School Board. I am employed by the Smyth County School Board. The budget may affect all School Board employees in the County, and I am able to participate in the transaction fairly, objectively, and in the public interest.

Park District Supervisor M. Todd Dishner made a disclosure of interest pursuant to section 2.2-3112 of the Code of Virginia, 1950, as amended and stated below.

I, M. Todd Dishner intend to participate in discussion concerning the budget for Smyth County for the fiscal year beginning July 1, 2015. The budget will determine how much money is appropriated to the Smyth County School Board. My wife is employed by the Smyth County School Board. The budget may affect all School Board employees in the County, and I am able to participate in the transaction fairly, objectively, and in the public interest.

Royal Oak District Supervisor G. Blake Frazier made a disclosure of interest pursuant to section 2.2-3112 of the Code of Virginia, 1950, as amended and stated below.

I, G. Blake Frazier intend to participate in discussion concerning the budget for Smyth County for the fiscal year beginning July 1, 2015. The budget will determine how much money is

appropriated to the Smyth County School Board. My wife is employed by the Smyth County School Board. The budget may affect all School Board employees in the County, and I am able to participate in the transaction fairly, objectively, and in the public interest.

4:14:44 PM Rye Valley District Supervisor Rick K. Blevins made a motion to approve the proposed budget as presented by the Budget Committee for the Smyth County School Board for FY2015-2016. 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 and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: Saltville District Supervisor Roscoe D. Call and Atkins District Supervisor J. Howard Burton.

4:16:09 PM North Fork District Supervisor made a motion to appoint Royal Oak District Supervisor G. Blake Frazier to the Chamber of Commerce Board for a three (3) year term ending January 31, 2018. 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 and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: Saltville District Supervisor Roscoe D. Call and Atkins District Supervisor J. Howard Burton.

4:17:20 PM North Fork District Supervisor Ron C. Blevins made a motion to appoint Barbara Moser, 1046 Lee Highway, Marion V.A. to the Smyth-Bland Regional Library Board for a four (4) year term ending December 31, 2019. 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 and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

Board of Supervisors Meeting Minutes
May 28, 2015

ABSENT: Saltville District Supervisor Roscoe D. Call and Atkins District Supervisor J. Howard Burton.

4:18:06 PM Nothing was discussed concerning old business.

4:18:15 PM Supervisor Comment Time-Rye Valley District Supervisor Rick K. Blevins stated that it is a difficult process with Budgets and if we funded every department at their requested budget amount we would have to raise taxes .16 cents per hundred. Mr. Blevins appreciates all the work that was done to complete the proposed FY15-16 budget.

4:22:20 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 and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: Saltville District Supervisor Roscoe D. Call and Atkins District Supervisor J. Howard Burton.

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 **5:45 p.m. on June 9 15, 2013**. The purpose of this public hearing is to receive public comment on the proposed Secondary Six-Year Plan for Fiscal Years 20015/16 through 2020/21 in Smyth County and on the Secondary System Construction Budget for Fiscal Year 2015/16. 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) 228-2154. Persons wishing to speak at this public hearing should contact the Smyth County Board of Supervisors at (276) 783-3298.

Secondary System
Smyth County
Construction Program
Estimated Allocations

Fund	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	Total
CTB Formula - Unpaved State	\$45,438	\$55,470	\$63,407	\$68,336	\$65,676	\$0	\$298,327
TeleFee	\$75,212	\$75,212	\$75,212	\$75,212	\$75,212	\$75,212	\$451,272
Residue Parcels	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$120,650	\$130,682	\$138,619	\$143,548	\$140,888	\$75,212	\$749,599

Board Approval Date:

Residency Administrator

Date

County Administrator

Date

District: Bristol

County: Smyth County

Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2015-16 through 2020-21

Route		Road Name		Estimated Cost		Previous Funding		Additional Funding Required		PROJECTED FISCAL YEAR ALLOCATIONS					Traffic Count	
PPMS ID	Accomplishment	Project #				SSYP Funding				2015-16	2016-17	2017-18	2018-19	2019-20	2020-21	Scope of Work
Type of Funds	Type of Project	FROM	TO			Other Funding										Comments
Priority #	Length					Total										
RL0658		SCRATCH GRAVEL		PE	\$562,032											
15022	RAAP CONTRACT	0658086246		RW	\$821,929	\$3,876,600				\$0	\$0	\$0	\$0	\$0	\$0	1360
STP				CON	\$4,180,000	\$1,912,211				\$0	\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
SECONDARY - ONE		0.947 MILES SOUTH SCL		Total	\$5,563,961	\$5,788,811				\$0	\$0	\$0	\$0	\$0	\$0	14004
HEARING DESIGN		SOUTH CORPORATE LIMITS														
1.01		MARION														
RL0705		WHITE ROCK FURNACE RD.		PE	\$0											
103388	SAAP CONTRACT	0705086753		RW	\$0	\$75,000				\$0	\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
		Dead end		CON	\$75,000	\$0				\$0	\$0	\$0	\$0	\$0	\$0	16004
		Rte. 614		Total	\$75,000	\$75,000				\$0	\$0	\$0	\$0	\$0	\$0	
3.01		0.3														
RL0875		WORLEY RICH ROAD.		PE	\$0											
105041	STATE	0675086769		RW	\$0	\$165,000				\$0	\$0	\$0	\$0	\$0	\$0	610
				CON	\$165,000	\$0				\$0	\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
		RTE. 16		Total	\$165,000	\$165,000				\$0	\$0	\$0	\$0	\$0	\$0	16004
		RTE. 695														
3.02		0.3														
RL0680		SHAW ROAD		PE	\$0											
104940	STATE	0680086770		RW	\$0	\$126,245				\$120,650	\$18,987	\$0	\$0	\$0	\$0	253
				CON	\$265,882	\$0				\$0	\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
		RTE. 679		Total	\$265,882	\$126,245				\$120,650	\$18,987	\$0	\$0	\$0	\$0	16004
		DEAD END								\$139,637						
3.03		0.5														
RL0548		GRINSTEAD HILL RD.		PE	\$0											
104939	STATE	0648086P71		RW	\$0	\$0				\$0	\$111,695	\$57,791	\$0	\$0	\$0	323
				CON	\$169,486	\$0				\$0	\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
		RTE. 1050		Total	\$169,486	\$0				\$0	\$111,695	\$57,791	\$0	\$0	\$0	16004
		RTE. 647														
3.04		0.2														
RL0651		BACKMEADOWS LANE		PE	\$0											
104938	STATE	0651086P72		RW	\$0	\$0				\$0	\$0	\$0	\$0	\$0	\$0	298
				CON	\$169,486	\$0				\$0	\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
		DEAD END MM 0.00		Total	\$169,486	\$0				\$0	\$0	\$0	\$0	\$0	\$0	16004
		MM .30														
3.05		0.3														

**NOTICE OF PUBLIC HEARING ON THE PROPOSED SMYTH COUNTY BUDGET FOR FISCAL
YEAR JULY 1, 2015- JUNE 30, 2016**

Pursuant to § 15.2-2506 of the Code of Virginia (1950), as amended, 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 09, 2015, at 6:00 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 09, 2015.

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/2015 Budget</u>	<u>Proposed FY/2016</u>	<u>Inc./Dec.</u>
Real Property Taxes	\$ 10,200,000	\$ 10,180,000	\$ (20,000)
Public Services	940,000	973,001	33,001
Personal Property	2,807,000	2,853,700	46,700
PPTRA	1,804,310	1,804,310	-
Machinery & Tools	2,045,350	1,760,250	(285,100)
Merchants Capital	219,500	234,000	14,500
Lodging Tax	50,000	45,000	(5,000)
Penalties & Interest	225,000	266,000	41,000
Franchise Fees TV Cable	4,500	-	(4,500)
Motor Vehicle License	416,500	431,500	15,000
Rolling Stock Tax	41,000	37,561	(3,439)
Utility Licenses Tax	94,000	99,600	5,600
Consumer's Utility Tax	1,179,000	1,199,000	20,000
Permits & Other Licenses	120,465	130,500	10,035

Fines & Forfeitures	184,500	248,200	63,700
Interest on Investments	46,000	37,500	(8,500)
Use of Property	156,074	164,074	8,000
Court Cost	9,076	9,076	-
Charges for Commonwealth Attorney	3,500	4,200	700
Charges Correction & Detention	-	-	-
Charges Sanitation & Waste	921,000	911,000	(10,000)
Expenditure Refunds	401,749	454,309	52,560
Miscellaneous Revenue	89,200	82,200	(7,000)
Grant Money	1,325,000	615,000	(710,000)
Revenue from the Commonwealth	221,257	234,600	13,343
Comprehensive Service Act	625,579	592,579	(33,000)
Commonwealth Attorney	505,878	529,546	23,668
Sheriff	1,647,633	1,694,525	46,892
Commissioner of the Revenue	105,959	108,722	2,763
Treasurer	104,508	106,489	1,981
Registrar/Electoral Board	57,694	83,724	26,030
Clerk's Office	297,073	303,049	5,976
Local Sales Tax	2,000,000	2,000,000	-
Court Fines to Towns	42,000	42,000	-
Categorical Aid - Other	180,978	154,000	(26,978)
Payment in Lieu of Taxes	80,000	85,000	5,000
Special Assessments	-	10,000	10,000
Local Funds Transfers	(10,905,862)	(10,681,025)	224,837
Animal Licenses	12,500	14,000	1,500
EDA Funds	708,175	525,000	(183,175)
State/Federal School Funds	38,432,587	38,027,478	(405,109)
Local Funds Transfer General Fund	10,102,034	9,821,018	(281,016)
Board of Welfare -Social Serv	3,881,470	3,939,056	57,586
Local Share from General Fund	910,979	819,021	(91,958)
Proceeds from 2012 bonds	-	-	-
Interst	13,500	-	(13,500)
BOM School Construction	1,100,000	-	(1,100,000)
School Textbook Revenue	445,959	439,259	(6,700)
On-Site Wastewater Revenue	8,000	-	(8,000)
911 Wireless Grants	41,017	41,017	-
Interest/Tranf Courthouse Sav	6,820,000	7,715,000	895,000
Courthouse Construction	85,000	60,000	(25,000)
Pioneer Greenwood Project	11,547	-	(11,547)
Miscellaneous	(105,151)	(142,602)	(37,451)
Lick Skillet Project	267,341	-	(267,341)
Water-Sewer Revenue	2,193,228	2,191,000	(2,228)
Special Projects	213,000	205,000	(8,000)
Special Welfare	165,220	161,220	(4,000)
Drug Asset Revenue	6,150	6,800	650
Sheriff Dare Revenue	8,000	8,500	500
Courthouse Security Revenue	152,000	167,000	15,000

Asset Forfeiture	6,000	6,000	-
Revenue from Radar Fines Fund	812,500	1,037,000	224,500
Money Collected in Court	-	60,000	60,000
Federal Money	234,276	300,000	65,724
Revenue from Local Sources (Fund Balance)	-	-	-
Sub-total	84,770,753	83,203,957	(1,566,796)
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	\$89,770,753	\$ 88,203,957	\$ (1,566,796)

<u>Expenditures</u>	<u>FY/2015 Budget</u>	<u>Proposed FY/2016</u>	<u>Inc./Dec.</u>
Board of Supervisors	\$ 501,351	\$ 704,470	\$ 203,119
County Administration	431,674	467,165	35,491
Legal Department	115,229	114,703	(526)
Accounting	134,991	-	(134,991)
Commissioner of the Revenue	290,400	295,858	5,458
Assessor	4,500	-	(4,500)
Treasurer	362,116	377,429	15,313
Information Systems	335,182	335,857	675
Registrar	182,361	186,462	4,101
Circuit Court	75,457	76,810	1,353
General District Court	6,450	6,230	(220)
Juvenile & Domestic Courts	256,112	276,120	20,008
Clerk of the Circuit Court	545,758	550,653	4,895
Sheriff	2,780,294	2,832,533	52,239
Law Library	1,000	1,000	-
School Resource Officers	77,837	77,837	-
Commonwealth Attorney	585,849	663,285	77,436
Victim Witness Asst. Program	57,737	58,004	267
Central Dispatch	2,800	2,800	-
Smyth County Basic 911	506,100	490,121	(15,979)
Volunteer Fire Department	237,250	237,250	-
Ambulance & Rescue Service	136,450	133,450	(3,000)

Forrestry	9,000	9,000	-
Sheriff - Jail	1,830,043	1,911,006	80,963
Building Inspection & Zoning	386,708	400,368	13,660
Animal Control - Dog Warden	431,997	398,490	(33,507)
Medical Examiner - Coroner	500	500	-
Emergency Services - Civil Defense	20,117	21,367	1,250
Refuse Collection & Disposal	1,323,523	1,317,414	(6,109)
Convenience Stations	331,157	312,607	(18,550)
Rye Valley Water Co.	26,041	26,041	-
Smyth County Tourism	35,558	35,558	-
Building & Facility Maintenance	569,766	559,620	(10,146)
Local Health Department	441,023	441,023	-
Mental Health	166,022	166,022	-
Welfare & Social Services	4,200	4,200	-
Other Community expenses	235,821	233,121	(2,700)
Community Colleges	55,260	55,806	546
Recreation	29,000	29,000	-
Library Administration	947,479	850,000	(97,479)
Planning Commission	6,900	6,900	-
Community & Economic Development	192,187	189,890	(2,297)
County Engineer	5,000	3,600	(1,400)
Economic Development Authority	1,485,457	819,407	(666,050)
Soil & Water Conservation	28,250	28,250	-
Cooperative Extension Program	86,210	86,167	(43)
Comprehensive Service Act	838,941	819,699	(19,242)
Animal Control	40,475	38,638	(1,837)
EDA General Expenses	605,000	525,000	(80,000)
Court Fines transferred to Towns.	42,000	42,000	-
County School Operations & Capital Outlay(Non-Local)	38,617,725	38,027,478	(590,247)
County School Operations & Capital Outlay (Local)	8,011,575	8,061,575	50,000
County School Debt Service Local Funds	1,905,321	1,759,443	(145,878)
Welfare & Social Service Cost	4,792,449	4,747,077	(45,372)
Project Expenses	1,100,000	-	(1,100,000)
School Textbook Fund Expense	250,000	250,000	-
Special Dispatch Funds	47,420	47,420	-
Courthouse Project	6,820,000	7,715,000	895,000
Pioneer Greenwood Project	11,547	-	(11,547)
On Site Waste Water Expense	8,000	-	(8,000)
Lick Skillet Project	267,341	-	(267,341)
Water-Sewer Department Operations	1,266,957	1,165,589	(101,368)
Water-Sewer Department Debt Service	871,120	882,809	11,689
Funded Projects	213,000	205,000	(8,000)
Special Welfare Funds	184,000	180,000	(4,000)
Drug Asset Expense	241,276	307,000	65,724
Sheriff Dare Program	6,000	6,000	-
Courthouse Security	135,500	120,437	(15,063)
Asset Forfeiture	6,000	6,000	-

Purchase Equipment	-	60,000	60,000
Radar Fund Expense	416,989	646,398	229,409
Sub-total	82,972,753	81,405,957	(1,566,796)
DEBT SERVICE			
Payment on Line of Credit	5,000,000	5,000,000	-
Courthouse Debt Service	1,798,000	1,798,000	-
Sub-total	6,798,000	6,798,000	-
Total County Budget Expenditures	\$ 89,770,753	\$ 88,203,957	\$ (1,566,796)

TAX RATES FOR 2015

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.

There are no proposed tax, fee, or Water/Sewer rate increases in the FY2015-2016 budget.

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

OFFICE USE ONLY
DATE & TIME RECEIVED: 5/28/15

SMYTH COUNTY
121 Bagley Circle, Suite 100 - Marion, VA 24354
Phone: 276-783-3298 Ext. 1

APPLICATION FOR AN ANNUAL MUSICAL
OR ENTERTAINMENT FESTIVAL(s)

PLEASE PRINT AND ATTACH **ALL** INFORMATION

Note: The submission of this application does not guarantee the approval of the listed event(s). **All** information listed on this application is required to help determine if the event(s) complies with the Code of Smyth County.

Date Application Filed: 5-28-15
Applicant/Contact Name: Tom Hess
Address: 201 upper poove Valley Rd SAITVILLE, VA 24370
Phone: (276) 496-7210

Name of Organization: Rich Valley Agricultural and Fair Association
Location of event(s): Rich Valley Fair grounds

Pursuant with section 5-97 of the Smyth County Code (**revised code is attached, please read carefully**), the above organization hereby submits an application for a permit to conduct musical or entertainment festival(s) in Smyth County, Virginia, on the following date(s):

Day of the Week:	Date:	TIME: From	TIME: To
Friday	7-24-2015	7:00 PM	To Last Event Ends
Saturday	7-25-2015	7:00 PM	To Last Event Ends
Sunday	7-26-2015	8:00 PM	9:00 PM
Monday	7-27-2015	7:00 PM	To Last Event Ends
Tuesday	7-28-2015	7:00 PM	11
Wednesday	7-29-2015	7:00 PM	11
Thursday	7-30-2015	7:00 PM	11
Friday	7-31-2015	7:00 PM	11
Saturday	8-1-2015	1:00 PM	11

Pursuant to Section 5-96 (b) of the County Code, this application shall be filed by the last business day of the month of February or at least sixty (60) days prior to the first date of such festival(s).



Smyth County Planning Commission

121 Bagley Circle, Suite 120, Marion, VA 24354
Phone (276) 706-8316 Fax (276) 783-9314

Hazel Wagoner, Atkins District
Graham Davidson Jr., Chilhowie District
Norman Sparks, North Fork District
Joel Pugh, Park District
Robbie Doyle, Royal Oak District
Paul Shepherd, Rye Valley District
Wayne Venable, Saltville District
Clegg Williams, Zoning Administrator
Becca Creasy, Administrative Assistant

To: Michael L. Carter
From: Clegg Williams *CW*
Date: June 3, 2015
Subject: Recommendation from Planning Commission

At the Planning Commission's regular meeting on Thursday, May 28, 2015 the following motion was rendered in accordance with the Planning Commission's Ordinance Committee recommendation:

Mr. Sparks advised the Planning Commission the committee recommended the Planning Commission forward a recommendation to the Board of Supervisors to consider a text amendment to the Zoning Ordinance. Specifically, the Committee recommended mirroring the state code definition for "family day home" and adding an administrative process for the approval of family day homes. Mr. Venable made a motion to recommend the Board of Supervisors set a public hearing to consider this proposed text amendment. Mr. Pugh seconded the motion and the following vote was recorded.

Vote: 6 yeas	Davidson, Doyle, Pugh, Sparks, Venable and Wagoner
1 absent	Shepherd



COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

March 27, 2015

Francine C. Ecker
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
TDD (804) 386-8732

Mr. Michael L. Carter
County Administrator
Smyth County
121 Bagley Circle, Ste 100
Marion, VA 24354

Title: Byrne Justice Assistance Grant, 15-Q1176LO14

Dear Mr. Carter:

The Byrne Justice Assistance Grant Program (JAG) makes federal funds available to localities to help support their efforts to reduce crime and improve public safety. The Department of Criminal Justice Services has been designated to administer a portion of the JAG funds reserved for Virginia and to make those funds available to local units of government. I am pleased to advise you that we are awarding your locality \$1,690.00 in federal funds. With the required local cash matching funds of \$188.00, your total award is \$1,878.00.

Enclosed you will find a *Statement of Grant Award and a Statement of Grant Award Special Conditions*. To indicate your acceptance of the award and conditions, please complete and sign the award acceptance and return it to Janice Waddy, General Administration Manager II, Office of Grants Management, at the Department of Criminal Justice Services (DCJS). Please review the conditions carefully; as they include specific requirements about how the grant funds must be managed once you receive them. We are required to provide the entire federal portion of your award in one distribution. Please refer to the enclosed "Post Award Instructions and Reporting Requirements" for details on how to request funds using our online Grants Management Information System (GMIS). ***All financial reports and request for funds must be submitted through GMIS.***

In order to complete the award acceptance, you must also provide information on how your locality will use the awarded federal funds. Instructions are attached.

We appreciate your interest in this grant program and will be happy to assist you in any way we can to assure your project's success. If you have any questions, please contact Butch Johnstone at (540) 561-6656 or by email at butch.johnstone@dcjs.virginia.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Francine C. Ecker".

Francine C. Ecker

Enclosures

cc: Mr. Arthur Barker, Grant Administrator
Mr. Scott Simpson, Chief Financial Officer
Mr. Butch Johnstone, DCJS Monitor

Criminal Justice Service Board • Committee on Training • Advisory Committee on Juvenile Justice
Advisory Committee to Court Appointed Special Advocate and Children's Justice Act Programs
Private Security Services Advisory Board • Criminal Justice Information Systems Committee

www.dcjs.virginia.gov

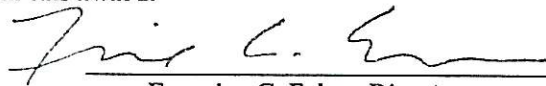
Department of Criminal Justice Services

1100 Bank Street, 12th Floor, Richmond, VA 23219

Byrne Justice Assistance Grant Statement of Award/Acceptance

Subgrantee: County of Smyth	Date: March 27, 2015 Grant No: 15-Q1176LO14	Grant Period: April 1, 2015 – December 31, 2015
Project Director	Project Administrator	Finance Officer
Mr. Arthur Barker Grant Administrator Smyth Co. Sheriff's Office 819 Matson Drive Marion, VA 24354 Phone No: (276) 781-2349	Mr. Michael L. Carter County Administrator Smyth County 121 Bagley Circle, Ste 100 Marion, VA 24354 Phone No: (276) 783-3298	Mr. Scott Simpson Chief Financial Officer Smyth County 121 Bagley Circle Marion, VA 24354 Phone No: (276) 706-8302
TOTAL PROJECT	Federal \$1,690	Subgrantee Cash Match \$ 188
	TOTAL \$1,878	

This grant is subject to all rules, regulations, and special conditions included in this award.


 Francine C. Ecker, Director

Please provide the information requested below. See attached instructions for completing the award acceptance. Enter the amount of Federal funds you plan to spend in each category below. The total of Federal funds entered must equal the total of Federal funds awarded in this grant. Please round to the nearest dollar.

Purpose Areas	Federal Amount	Category
1. Law Enforcement		
a. Hiring	\$	# Current Officers
b. Overtime	\$	# Officers to Hire
c. Equipment:		# Current Support Personnel
(1) Traditional Law Enforcement Equipment	\$ 1,690 ⁰⁰	# Support Personnel to Hire
(2) Information Technology	\$	Sworn <input type="checkbox"/> Civilian <input type="checkbox"/>
2. Prosecution & Courts	\$	
3. Prevention & Education	\$	
4. Corrections & Community Corrections	\$	
5. Drug Treatment	\$	
6. Planning, Education & Technology Improvement	\$	

The undersigned, having received the Statement of Grant Award/Acceptance and the Conditions attached thereto, does hereby accept this grant and agree to the conditions pertaining thereto, this _____ day of _____, 20____.

Signature of Project Administrator: _____ Title: _____

STATEMENT OF GRANT AWARD SPECIAL CONDITIONS

Department of Criminal Justice Services
1100 Bank Street, 12th Floor
Richmond, Virginia 23219

Byrne Justice Assistance Grant Program

Subgrantee: Smyth County

Grant Number: 15-Q1176LO14

Federal Catalog No.: 16.738

Title: Local L. E. Block Grant

Date: March 27, 2015

The following conditions are attached to and made a part of this grant award:

1. By signing the Statement of Grant Award/Acceptance, the grant recipient agrees:
 - to use the grant funds to carry out the activities subgrantee establishes in the Statement of Grant Award/Acceptance, as modified by the terms and conditions attached to this award or by subsequent amendments approved by DCJS;
 - to adhere to the approved budget contained in this award and amendments made to it in accord with these terms and conditions;
 - and, to comply with all terms, conditions and assurances attached to this award.
2. The subgrantee agrees to submit such reports as requested by DCJS.
3. By accepting this grant, the recipient assures that funds made available through it will not be used to replace state or local funds that would, in the absence of this grant, be made available for the same purposes.
4. By accepting this grant, the recipient assures that a trust fund will be established in which to deposit grant funds. Any interest gained from the trust fund may be used to add to the Federal award amount. Any interest earned must be spent within the grant period, and on eligible program activities.
5. If these requirements can be met within the recipient's current financial management system, there is no need to establish a separate account.
6. Grant funds are not to be used to purchase, lease, rent, or acquire tanks or armored vehicles, fixed-wing aircraft, limousines, real estate, yachts, consultants, or any vehicle not used primarily for law enforcement.
7. The subgrantee agrees to forward a copy to the DCJS of the scheduled audit of this grant award.
8. All purchases for goods and services must comply with the Virginia Public Procurement Act. Procurement transactions, whether negotiated or advertised and without regard to dollar value, shall be conducted in a manner so as to provide maximum open and free competition. An exemption to this regulation requires the prior approval of the DCJS and is only given in unusual circumstances. Any request for exemption must be submitted in writing to the DCJS.
9. PROJECT INCOME: Any funds generated as a direct result of DCJS grant funded projects are deemed project income. Project income must be reported on forms provided by DCJS. The following are examples of project income: Service fees; Client fees; Usage or Rental fees; sales of materials; income received from sale of seized and forfeited assets (cash, personal or real property included).
10. The subgrantee agrees that it and all its contractors will comply with the following federal civil rights laws as applicable:
 - Title VI of the Civil Rights Act of 1964, which prohibits discrimination on the basis of race, color, or national origin in the delivery of services (42 U.S.C. § 2000d), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart C;
 - The Omnibus Crime Control and Safe Streets Act of 1968, which prohibits discrimination on the basis of race, color, national origin, religion, or sex in the delivery of services and employment practices (42 U.S.C. § 3789d(c)(1)), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart D;

Statement of Grant Award Special Conditions (Continued)

Grant No: 15-Q1176LO14

- Section 504 of the Rehabilitation Act of 1973, which prohibits discrimination on the basis of disability in the delivery of services and employment practices (29 U.S.C. § 794), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart G;
 - Title II of the Americans with Disabilities Act of 1990, which prohibits discrimination on the basis of disability in the delivery of services and employment practices (42 U.S.C. § 12132), and the DOJ implementing regulations at 28 C.F.R. Part 35;
 - Title IX of the Education Amendments of 1972, which prohibits discrimination on the basis of sex in education programs and activities (20 U.S.C. § 1681), and the DOJ implementing regulations at 28 C.F.R. Part 54;
 - The Age Discrimination Act of 1975, which prohibits discrimination on the basis of age in the delivery of services (42 U.S.C. § 6102), and the DOJ implementing regulations at 28 C.F.R. Part 42, Subpart I; and
 - The DOJ regulations on the Equal Treatment for Faith-Based Organizations, which prohibit discrimination on the basis of religion in the delivery of services and prohibit organizations from using DOJ funding for inherently religious activities (28 C.F.R. Part 38).
 - The Juvenile Justice and Delinquency Prevention Act of 1974, as amended, which prohibits discrimination in both employment and the delivery of services or benefits based on race, color, national origin, religion, and sex in JJDP-funded programs or activities (42 U.S.C. § 5672(b)).
 - Section 1407 of the Victims of Crime Act (VOCA), as amended, which prohibits discrimination in both employment and the delivery of services or benefits on the basis of race, color, national origin, religion, sex, and disability in VOCA-funded programs or activities. (42 U.S.C. § 10604).
11. The subgrantee agrees that in the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs.
12. By accepting the accompanying grant award, you are agreeing to submit financial reports during the grant period, as well as a final report to close out the grant. **Financial reports are due no later than the close of business on the 12th working day after the end of the quarter.**
13. Grant funds, including match, must be expended and/or obligated during the grant period. All legal obligations must be liquidated no later than 90 days after the end of the grant period. The grant recipient agrees to supply a final grant financial report and return all unexpended grant funds to DCJS within 90 days of the end of the grant period.
14. **No extensions of the grant period for this award will be permitted.**
15. Prior to DCJS disbursing funds, the Grantee must comply with the following special conditions:
- a) Submit a budget narrative outlining all expenditures.



COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

Francine C. Ecker
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
TDD (804) 386-8732

NOTICE

To: Grants Project Administrator

From: Janice Waddy, DCJS Grants Administrator

Re: Post Award Instructions and Reporting Requirements
PLEASE READ VERY CAREFULLY

☐ **GRANT AWARD AND SPECIAL CONDITIONS:**

Please review your Award and Special Conditions very carefully. *Pay attention to the last Special Condition listed. This Special Condition may require additional documentation from you before grant funds can be released.* Sign and date the grant award acceptance and submit any Special Condition documentation to:

Office of Grants Management
Department of Criminal Justice Services
1100 Bank Street, 12th Floor
Richmond, Virginia 23219

☐ **REPORTING REQUIREMENTS**

By accepting the accompanying grant award, you are agreeing to submit on-line quarterly financial reports for this grant throughout the grant period, as well as final reports to close the grant. **No eligible current recipient of funding will be considered for continuation funding if any of the required Financial reports for the current grant are more than thirty (30) days overdue.** For good cause, submitted in writing by the grant recipient, DCJS may waive this provision.

Financial reports are due no later than the close of business on the 12th working day after the end of the quarter. Reports are required even if no expenditures have occurred during the quarter. ***Requests for Funds will not be honored from grant recipients who do not fulfill this reporting obligation.*** A schedule of due dates is attached for your reference. Please retain copies of the schedule for future use and reference.

☐ **FINANCIAL REPORTS**

Refer to our website for submitting financial reports through our online Grants Management Information System (GMIS). In order to use this web-based system, if you have not previously done so, you must obtain a user name and password set up by your Finance Officer, whose name and contact information is listed on the attached Grant Statement of Award/Acceptance.

Paper copies of the Financial Reports are no longer accepted. You are required to use the online system in reporting your expenditures.

☐ **REQUESTING GRANT FUNDS**

Refer to our website for requesting funds through our online Grants Management Information System (GMIS). In order to use this web-based system, if you have not previously done so, you must obtain a user name and password set up by your Finance Officer, whose name and contact information is listed on the attached Grant Statement of Award/Acceptance.

You are required to use the online system for requesting fund. Paper copies of the Request for Funds are no longer accepted.

If you have any questions, please contact Beverly Johnson at (804) 786-9055 or by e-mail at beverly.johnson@dcjs.virginia.gov.

**PROJECTED DUE DATES
FINANCIAL & PROGRESS REPORTS**

*Reports are due by the 12th working day following the close of the quarter covered in the report.
Financial reports are required, even if no expenditures have occurred.*

<i>QUARTER ENDING</i>	<i>DUE DATE</i>
<i>6/30/2015</i>	<i>7/17/2015</i>
<i>9/30/2015</i>	<i>10/19/2015</i>
<i>12/31/2015</i>	<i>1/21/2016</i>
<i>3/31/2016</i>	<i>4/18/2016</i>

Budget Narrative

Smyth County Sheriff's Office

Grant # 15-Q1176LO14

The Smyth County Sheriff's Office would like to take this opportunity to thank you for awarding our office **\$1,878.00** through the Block Grant. Our office plans to purchase Automatic External Defibrillator (AED) Pads. Our office currently has 11 AED's placed in 10 of our patrol cars with 1 AED used as a spare. These AED's are a valuable tool in the use of saving lives. The total cost of this project will be **\$1,932.63**. With the Block grant providing **\$1,690.00** and our office making the required a match of **\$188.00**, that leaves a balance of **\$54.63**. This extra expense will be paid for by the Smyth County Sheriff's Office. The following listed items will be purchased with this money.

<u>Item</u>	<u>Quantity</u>	<u>Cost per item</u>	<u>Total Cost</u>
CPR-D Padz II	10	\$143.65	\$1,436.50
Pedi – Padz II	6	\$ 80.75	\$ 484.50
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Total			\$ 1,932.63

Awarded Block Money	\$1,690.00
Cash Match	\$ 242.63
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Total	\$1,932.63



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TOTAL	1932.63
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